

# THE NATIONAL ARCHIVES FEDERAL REGISTER OF THE UNITED STATES

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Washington, Saturday, April 10, 1948

## TITLE 5—ADMINISTRATIVE PERSONNEL

### Chapter I—Civil Service Commission

#### PART 2—APPOINTMENT THROUGH THE COMPETITIVE SERVICE

#### PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

#### MISCELLANEOUS AMENDMENTS

1. Effective upon publication in the FEDERAL REGISTER, a new paragraph (h) is added to § 2.114 as follows:

§ 2.114 *Temporary appointment.* \*\*\*

(h) *Emergency-indefinite appointment.* Whenever the Commission determines that it is in the interest of national security to do so, it may enter into a special agreement with an agency stipulating that where it is impossible to make an appointment to a position directly connected with the foreign assistance or defense program in accordance with regular civil-service procedures, the agency may, with due regard to the provisions of veteran preference set forth in paragraph (e) (2) of this section, make an emergency-indefinite appointment to the position subject to the approval of qualifications by the Commission. Such appointments shall not extend beyond June 30, 1952. Persons so appointed will not thereby acquire a permanent civil-service status. Such special agreements shall clearly specify the conditions under which this authority is granted.

(R. S. 1753, sec. 2, 22 Stat. 403; 5 U. S. C. 631, 633)

2. Under authority of § 6.1 (a) of Executive Order No. 9830 and at the request of the Secretary of Defense, the Commission has determined that the positions listed below should be excepted from the competitive service. Effective upon publication in the FEDERAL REGISTER § 6.4 (a) (20) is amended by the addition of two new subdivisions as set out below.

§ 6.4 *Lists of positions excepted from the competitive service—*(a) *Schedule A.* \*\*\*

(20) *National Military Establishment.* \*\*\*

(vi) Thirty positions as Chiefs and Deputy Chiefs of divisions, branches, and sections, or as Special Advisers and Assistants in the Office of Civil Defense Planning, Office of the Secretary of

Defense. Appointments under this subdivision shall not exceed one year.

(vii) One position of Vice Chairman or Deputy Chairman of the Munitions Board.

(Sec. 6.1 (a), E. O. 9830 (Feb. 24, 1947), 12 F. R. 1259)

UNITED STATES CIVIL SERVICE COMMISSION,  
[SEAL] H. B. MITCHELL,  
President.

[F. R. Doc. 48-3180; Filed, Apr. 9, 1948; 8:53 a. m.]

## TITLE 7—AGRICULTURE

### Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

[Lemon Regulation 269]

#### PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

#### LIMITATION OF SHIPMENTS

§ 953.376 *Lemon Regulation 269—*(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 53, as amended (7 CFR, Cum. Supp., 953.1 et seq.; 13 F. R. 766), regulating the handling of lemons grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the preliminary notice and public rule-making procedure requirements and the 30-day effective date requirement of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 2d Sess.; 60 Stat. 237) is impracticable and contrary to the public interest in that the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the de-

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clared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance, and as a reasonable time is permitted, under the circumstances, for preparation for such effective date.

(b) Order. (1) The quantity of lemons grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., April 11, 1948, and ending at 12:01 a. m., P. s. t., April 18, 1948, is hereby fixed as follows:

(i) District 1: 360 carloads.  
(ii) District 2: unlimited movement.  
(2) The prorate base of each handler who has made application therefor, as provided in the said amended marketing agreement and order, is hereby fixed in accordance with the prorate base schedule which is attached hereto and made a part hereof by this reference.

(3) As used in this section, "handler," "handler," "carloads," "prorate base," "District 1," and "District 2" shall have the same meaning as is given to each such term in the said amended marketing agreement and order. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 8th day of April 1948.

[SEAL] S. R. SMITH,  
Director, Fruit and Vegetable  
Branch, Production and Marketing  
Administration.

#### PRORATE BASE SCHEDULE

##### DISTRICT NO. 1

Storage date: April 4, 1948

[12:01 a. m. April 11, 1948, to 12:01 a. m. April 25, 1948]

Handler	Prorate base (percent)
Total	100.000
American Fruit Growers, Inc., Corona	.284
American Fruit Growers, Inc., Fullerton	.598
American Fruit Growers, Inc., Upland	.310



## PRORATE BASE SCHEDULE—Continued

## DISTRICT NO. 1—continued

Handler	Prorate base (percent)
Hazeltine Packing Co.	0.955
Ventura Coastal Lemon Co.	.724
Ventura Pacific Co.	1.280
Total A. F. G.	4.151

Klink Citrus Association	.546
Lemon Cove Association	.168
Glendora Lemon Growers Association	1.629
La Verne Lemon Association	1.100
La Habra Citrus Association, The	2.054
Yorba Linda Citrus Association, The	1.324
Alta Loma Heights Citrus Association	.652
Etiwanda Citrus Fruit Association	.306
Mountain View Fruit Association	.502
Old Baldy Citrus Association	.815
Upland Lemon Growers Association	5.411
Central Lemon Association	1.388
Irvine Citrus Association, The	1.201
Placentia Mutual Orange Association	1.059
Corona Citrus Association	1.004
Corona Foothill Lemon Co.	2.557
Jameson Co.	1.547
Arlington Heights Citrus Co.	1.030
College Heights Orange & Lemon Association	2.479
Chula Vista Citrus Association, The	1.847
El Cajon Valley Citrus Association	.577
Escondido Lemon Association	4.859
Fallbrook Citrus Association	2.953
Lemon Grove Citrus Association	.700
San Dimas Lemon Association	2.860
Carpinteria Lemon Association	2.246
Carpinteria Mutual Citrus Association	2.794
Goleta Lemon Association	2.532
Johnston Fruit Co.	3.358
North Whittier Heights Citrus Association	1.409
San Fernando Heights Lemon Association	1.827
San Fernando Lemon Association	.970
Sierra Madre-Lamanda Citrus Association	1.404
Tulare County Lemon & Grapefruit Association	.378
Briggs Lemon Association	1.250
Culbertson Investment Co.	.294
Culbertson Lemon Association	.917
Fillmore Lemon Association	1.900
Oxnard Citrus Association, Plant No. 1	2.045
Oxnard Citrus Association, Plant No. 2	1.476
Rancho Sespe	1.378
Santa Paula Citrus Fruit Association	3.077
Satcoy Lemon Association	1.766
Seaboard Lemon Association	2.818
Somis Lemon Association	2.269
Ventura Citrus Association	.900
Limoneira Co.	2.931
Teague-McKevett Association	.787
East Whittier Citrus Association	1.111
Leflingwell Rancho Lemon Association	.907
Murphy Ranch Co.	2.054
Whittier Citrus Association	1.204
Whittier Select Citrus Association	.438
Total C. F. G. E.	87.008

Chula Vista Mutual Lemon Association	1.283
Escondido Cooperative Citrus Association	.434
Glendora Cooperative Citrus Association	.040
Index Mutual Association	.351
LeVerne Cooperative Citrus Association	2.116
Orange Cooperative Citrus Association	.194

## PRORATE BASE SCHEDULE—Continued

## DISTRICT NO. 1—continued

Handler	Prorate base (percent)
Ventura County Orange & Lemon Association	2.071
Whittier Mutual Orange & Lemon Association	.231
Total M. O. D.	6.720

California Citrus Groves, Inc. Ltd.	.036
Evans Bros. Packing Co.-Riverside	.096
Furr, N. C.	.000
Harding & Leggett	.064
Johnston, Fred	.000
Levinson, Sam	.000
Orange Belt Fruit Distributors	1.761
Rooke, B. G., Packing Co.	.023
San Antonio Orchard Co.	.141
Total Independents	2.121

[F. R. Doc. 48-3234; Filed, Apr. 9, 1948; 9:21 a. m.]

## [Orange Regulation 225]

## PART 966—ORANGES GROWN IN CALIFORNIA AND ARIZONA

## LIMITATION OF SHIPMENTS

§ 966.371 *Orange Regulation 225*—(a) *Findings.* (1) Pursuant to the provisions of Order No. 66 (7 CFR, Cum. Supp., 966.1 et seq.) regulating the handling of oranges grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Orange Administrative Committee, established under the said order, and upon other available information, it is hereby found that the limitation of the quantity of such oranges which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the preliminary notice and public rule-making procedure requirements and the 30-day effective date requirement of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 2d Sess., 60 Stat. 237) is impracticable and contrary to the public interest in that the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance, and a reasonable time is permitted, under the circumstances, for preparation for such effective date.

(b) *Order.* (1) The quantity of oranges grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., April 11, 1948, and ending at 12:01 a. m., P. s. t., April 18, 1948, is hereby fixed as follows:

(i) *Valencia oranges.* (a) Prorate Districts Nos. 1 and 2, no movement; (b) Prorate District No. 3, unlimited movement.

(ii) *Oranges other than Valencia oranges.* (a) Prorate District No. 1, un-

limited movement; (b) Prorate District No. 2, 1,000 carloads; and (c) Prorate District No. 3, unlimited movement.

(2) The prorate base of each handler who has made application therefor, as provided in the said order, is hereby fixed in accordance with the prorate base schedule which is attached hereto and made a part hereof by this reference.

(3) As used in this section, "handler," "handler," "carloads," and "prorate base" shall have the same meaning as is given to each such term in the said order; and "Prorate District No. 1," "Prorate District No. 2," and "Prorate District No. 3" shall have the same meaning as is given to each such term in § 966.107 of the rules and regulations (11 F. R. 10258) issued pursuant to said order. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 8th day of April 1948.

[SEAL]

S. R. SMITH,  
Director, Fruit and Vegetable  
Branch, Production and Marketing Administration.

## PRORATE BASE SCHEDULE

[12:01 a. m. April 11, 1948, to 12:01 a. m. April 18, 1948]

## ALL ORANGES OTHER THAN VALENCIA ORANGES

## Prorate District No. 2

Handler	Prorate base (percent)
Total	100.0000
A. F. G. Alta Loma	.1638
A. F. G. Corona	.5947
A. F. G. Fullerton	.0000
A. F. G. Orange	.0000
A. F. G. Riverside	.5287
Hazeltine Packing Co.	.1085
Placentia Pioneer Valencia Growers Association	.0000
Signal Fruit Association	.9409
Azusa Citrus Association	.9300
Azusa Orange Co., Inc.	.1307
Demerel-Allison Co.	1.0118
Glendora Mutual Orange Association	.5076
Irwindale Citrus Association	.3544
Puente Mutual Citrus Association	.0467
Valencia Heights Orchard Association	.2149
Covina Citrus Association	1.4532
Covina Orange Growers Association	.4367
Duarte-Monrovia Fruit Exchange	.4210
Glendora Citrus Association	1.0313
Glendora Heights Orange and Lemon Association	.1500
Gold Buckle Association	3.9317
La Verne Orange Association	3.5777
Anaheim Citrus Fruit Association	.0000
Anaheim Valencia Orange Association	.0000
Eadington Fruit Co., Inc.	.2209
Fullerton Mutual Orange Association	.0000
La Habra Citrus Association	.0000
Orange County Valencia Association	.0000
Orangethorpe Citrus Association	.0000
Placentia Coop. Orange Association	.0000
Yorba Linda Citrus Association, The	.0000
Alta Loma Heights Citrus Association	.3952
Citrus Fruit Growers	1.0076
Cucamonga Citrus Association	.5392
Etiwanda Citrus Fruit Association	.2088
Mountain View Fruit Association	.1757
Old Baldy Citrus Association	.5399



## RULES AND REGULATIONS

## PRORATE BASE SCHEDULE—Continued

ALL ORANGES OTHER THAN VALENCIA ORANGES—  
continued

## Prorate District No. 2—Continued

Handler	Prorate base (percent)
Rialto Heights Orange Association	0.3836
Upland Citrus Association	2.4837
Upland Heights Orange Growers	1.0783
Consolidated Orange Growers	.0000
Frances Citrus Association	.0036
Garden Grove Citrus Association	.0000
Goldenwest Citrus Association, The	.0000
Olive Heights Citrus Association	.0410
Santa Ana-Tustin Mutual Citrus Association	.0138
Santiago Orange Growers Association	.0000
Tustin Hills Citrus Association	.0000
Villa Park Orchards Association, The	.0174
Bradford Brothers, Inc.	.0000
Placentia Mutual Orange Association	.0000
Placentia Orange Growers Association	.0000
Call Ranch	.7169
Corona Citrus Association	.9544
Jameson Co.	.3666
Orange Heights Orange Association	1.1824
Crafton Orange Growers Association	1.6521
E. Highlands Citrus Association	.4749
Fontana Citrus Association	.4955
Highland Fruit Growers Association	.6288
Redlands Heights Groves	1.0706
Redlands Orangedale Association	1.1649
Break & Son, Allen	.2940
Bryn Mawr Fruit Growers Association	1.1513
Krinard Packing Co.	1.9096
Mission Citrus Association	.7905
Redlands Coop. Fruit Association	1.7541
Redlands Orange Growers Association	1.2085
Redlands Select Groves	.5254
Rialto Citrus Association	.5866
Rialto Orange Co.	.4115
Southern Citrus Association	1.1272
United Citrus Co.	.7262
Zilen Citrus Co.	.5657

## PRORATE BASE SCHEDULE—Continued

ALL ORANGES OTHER THAN VALENCIA ORANGES—  
continued

## Prorate District No. 2—Continued

Handler	Prorate base (percent)
Andrews Brothers of Calif.	0.3618
Arlington Heights Citrus Co.	.6402
Brown Estate, L. V. W.	2.1098
Gavilan Citrus Association	1.9427
Hemet Mutual Groves	.3177
Highgrove Fruit Association	.7261
McDermont Fruit Co.	2.2287
Monte Vista Citrus Association	1.1954
National Orange Co.	.8399
Riverside Heights Orange Growers Association	1.2907
Sierra Vista Packing Association	.9111
Victoria Avenue Citrus Association	2.9877
Claremont Citrus Association	1.2715
College Heights Orange and Lemon Association	1.2080
El Camino Citrus Association	.6013
Indfan Hill Citrus Association	1.3801
Pomona Fruit Growers Exchange	2.0930
Walnut Fruit Growers Association	.4659
West Ontario Citrus Association	1.7277
El Cajon Valley Citrus Association	.0000
Escondido Orange Association	.0000
San Dimas Orange Growers Association	1.2931
Ball & Tweedy Association	.0000
Canoga Citrus Association	.0498
N. Whittier Heights Citrus Association	.1149
San Fernando Fruit Growers Association	.3526
San Fernando Heights Orange Association	.3765
Sierra Madre Lamanda Citrus Association	.0000
Camarillo Citrus Association	.0088
Fillmore Citrus Association	1.2492
Ojal Orange Association	1.0006
Piru Citrus Association	1.2052
Santa Paula Orange Association	.1157
Tapo Citrus Association	.0009
E. Whittier Citrus Association	.0000
Whittier Citrus Association	.0000
Whittier Select Citrus Association	.0000
Anaheim Coop. Orange Association	.0000
Bryn Mawr Mutual Orange Association	.6231

## PRORATE BASE SCHEDULE—Continued

ALL ORANGES OTHER THAN VALENCIA ORANGES—  
continued

## Prorate District No. 2—Continued

Handler	Prorate base (percent)
Chula Vista Mutual Lemon Association	0.0000
Escondido Coop. Citrus Association	.0000
Euclid Avenue Orange Association	2.2946
Foothill Citrus Union, Inc.	.1093
Fullerton Coop. Orange Association	.0000
Garden Grove Citrus Association	.0000
Glendora Coop. Citrus Association	.0688
Golden Orange Groves, Inc.	.2825
Highland Mutual Groves	.2915
Index Mutual Association	.0045
La Verne Coop. Citrus Association	3.0342
Mentone Heights Association	.9923
Olive Hillside Groves	.0000
Orange Coop. Citrus Association	.0000
Redlands Foothill Groves	2.4759
Redlands Mutual Orange Association	.9563
Riverside Citrus Association	.4417
Ventura County Orange & Lemon Association	.2280
Whittier Mutual Orange & Lemon Association	.0000
Babijuce Corp. of Calif.	.1838
Banks Fruit Company	.2053
California Fruit Distributors	.0295
Cherokee Citrus Co., Inc.	1.0088
Chess Company, Meyer W.	.4190
Evans Brothers Packing Co.	.5619
Gold Banner Association	2.0434
Granada Packing House	.1716
Hill, Fred A.	.7263
Inland Fruit Dealers	.2112
Orange Belt Fruit Distributors	1.9328
Panno Fruit Co., Carlo	.0389
Paramount Citrus Association, Inc.	.4111
Placentia Orchards Co.	.0000
San Antonio Orchards Co.	1.3226
Snyder & Sons Co., W. A.	.1463
Torn Ranch	.0598
Wall, E. T.	2.0648
Western Fruit Growers, Inc., Reds.	3.1924
Yorba Orange Growers Association	.0000

[F. R. Doc. 48-3233; Filed, Apr. 9, 1948;  
9:21 a. m.]

## PROPOSED RULE MAKING

## DEPARTMENT OF AGRICULTURE

Production and Marketing  
Administration

## [7 CFR, Part 932]

[Docket No. AO-33-A13]

HANDLING OF MILK IN FORT WAYNE, IND.,  
MILK MARKETING AREANOTICE OF HEARING WITH RESPECT TO PRO-  
POSED AMENDMENTS TO TENTATIVE MAR-  
KETING AGREEMENT AND TO ORDER

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and in accordance with the applicable rules of practice and procedure, as amended (7 CFR, Supps., 900.1 et seq.; 12 F. R. 1159, 4904), notice is hereby given of a public hearing to be held at the Van Orman Hotel, Fort Wayne, Indiana, beginning at 9:00 a. m., c. s. t., April 16, 1948, for the purpose of receiving evidence with respect to proposed amendments to the tentative mar-

keting agreement heretofore approved by the Secretary of Agriculture and to the order, as amended, regulating the handling of milk in the Fort Wayne, Indiana, milk marketing area (12 F. R. 1538). These proposed amendments have not received the approval of the Secretary of Agriculture.

This public hearing is for the purpose of receiving evidence with respect to economic and emergency conditions which relate to the proposed amendments hereinafter set forth.

The following amendments have been proposed:

By the Wayne Cooperative Milk Producers, Inc.:

1. Amend § 932.5 (b) by adding thereto the following: "Provided, That for the delivery periods of May, June, July, August, and September, 1948, the amount to be added to the basic formula price shall be \$0.90."

2. Amend § 932.5 (c) by adding thereto the following "Provided, That for the delivery periods of May, June, July, August

and September, 1948, the amount to be added to the basic formula price shall be \$0.65."

By the Dairy Branch, Production and Marketing Administration:

Make such other changes as may be required to make the entire marketing agreement and order conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and of the tentative marketing agreement and order, as amended, now in effect may be procured from the Market Administrator, 701-2 Gettle Building, Fort Wayne, Indiana, or from the Hearing Clerk, Room 1844, United States Department of Agriculture, South Building, Washington 25, D. C., or may be there inspected.

Dated: April 8, 1948.

[SEAL] S. R. NEWELL,  
Acting Assistant Administrator.

[F. R. Doc. 48-3211; Filed, Apr. 9, 1948;  
9:02 a. m.]



## [17 CFR, Part 9011]

[Docket No. AO-192]

HANDLING OF WALNUTS IN CALIFORNIA,  
OREGON AND WASHINGTONNOTICE OF HEARING WITH RESPECT TO PRO-  
POSED MARKETING AGREEMENT AND ORDER

## Correction

In Federal Register Document 48-3132, appearing at page 1934 of the issue for Friday, April 9, 1948, the word "reasonably" in the fourth line of section 7 should read "reasonable".

## ATOMIC ENERGY COMMISSION

## [11 CFR, Ch. II]

## DEFINITION OF FISSIONABLE MATERIAL

## NOTICE OF PROPOSED RULEMAKING

Pursuant to the Atomic Energy Act of 1946 (Public Law 585, 79th Congress; 60 Stat. 755-ff) and to section 4 (a) of the Administrative Procedure Act of 1946 (Public Law 404, 79th Congress), notice is hereby given of intention to publish a determination that the isotope Uranium 233 is a material capable of releasing substantial quantities of energy through nuclear chain reaction of the material. Section 5 (a) (1) of the Atomic Energy Act of 1946 provides that any material as to which such a determination by the Commission is made, and any material artificially enriched thereby, shall constitute a "fissionable material" within the meaning of the Atomic Energy Act of 1946.

Interested persons are hereby given an opportunity to submit their views and other relevant information with respect to the proposed determination in writing to the Atomic Energy Commission, 1901 Constitution Avenue NW., Washington 25, D. C., within ten (10) days from the date of publication of this notice of intention in the daily issue of the FEDERAL REGISTER.

Dated at Washington, D. C., this 8th day of April 1948.

By order of the Commission.

WALTER J. WILLIAMS,  
Acting General Manager.

[F. R. Doc. 48-3206; Filed, Apr. 9, 1948;  
9:00 a. m.]

## CIVIL AERONAUTICS BOARD

## [14 CFR, Part 53]

## MECHANIC SCHOOL CERTIFICATES

## NOTICE OF PROPOSED RULE MAKING

Pursuant to authority delegated by the Civil Aeronautics Board to the Safety Bureau, notice is hereby given that the Bureau will propose to the Board a general revision of Part 53 of the Civil Air Regulations as hereinafter set forth.

Interested persons may participate in the making of the proposed rules by submitting such written data, views, or arguments as they may desire. Communications should be addressed to the Civil Aeronautics Board, attention Safety

Bureau, Washington 25, D. C. All communications received within 30 days after the date of this publication will be considered by the Board before taking further action on the proposed rules.

Part 53 currently in effect, providing for the certification of mechanic schools, requires that there be an instructor for each 25 students enrolled; that detailed semiannual reports of students enrolled in the various courses be submitted to the Administrator; and that schools require not more than 48 hours of attendance per week.

The purpose of this proposed regulation is to delete the fixed requirement of an instructor for each 25 students because of improved instruction methods; to render the requirement for detailed semiannual reports of students enrolled more flexible by providing, in lieu thereof, the submission of student records when such records are requested by the Administrator; to reduce the maximum hours of student attendance from 48 to 40 hours a week; and to provide that the schools shall furnish students with transcripts showing the courses completed and the grades attained.

It is proposed to amend Part 53 to read as follows:

## PART 53—MECHANIC SCHOOL CERTIFICATES

§ 53.1 *Requirements for certificate.* A mechanic school certificate with an appropriate rating will be issued by the Administrator to an applicant who complies with the following requirements:

(a) *Application.* Applicant shall apply on a form prescribed by the Administrator.

NOTE: Make application to the nearest office of the Civil Aeronautics Administration, furnishing 2 copies of the proposed curricula, together with a list in duplicate of the equipment, facilities, and material available at the school.

(b) *Citizenship.* Applicant shall be a citizen of the United States or of a foreign government which grants reciprocal mechanic school certificate privileges to citizens of the United States on equal terms and conditions with citizens of such foreign government.

(c) *Facilities, equipment, and material.* Applicant shall have:

(1) Classrooms and shop space adequate to accommodate the largest number of students scheduled for attendance at one time. Such classroom and shop space shall be adequately heated, lighted, and ventilated.

(2) Material and equipment of a kind and quantity sufficient to give each student complete theoretical and practical training in each course as approved.

NOTE: Civil Aeronautics Manual 53 lists acceptable minimum facilities, equipment, and material required for mechanic school certification.

(d) *Curriculum.* Each course in the curriculum shall be approved by the Administrator and shall provide for instruction in the applicable provisions of the Civil Air Regulations, theory and practice of construction, maintenance, overhaul, repair, and inspection in all subjects necessary to qualify the graduate to perform the duties of a mechanic

with a rating or ratings appropriate to the course or courses taken. The minimum hours of instruction for each rating are prescribed in § 53.2.

NOTE: The subjects which are recommended to be included in each course are outlined in Civil Aeronautics Manual 53.

(e) *Instructors.* Applicant shall provide such competent instructors as will insure comprehensive instruction in both theory and shop practice including a sufficient number of instructors possessing appropriate mechanic and ground instructor certificates as the Administrator finds is required to provide adequate and immediate supervision of all instruction.

(f) *Inspection.* The applicant for or holder of a mechanic school certificate shall offer full cooperation with respect to any inspection or examination which may be made of said applicant, its personnel, facilities, equipment, and records, upon proper request by an authorized representative of the Administrator prior or subsequent to the issuance of the certificate.

§ 53.2 *Ratings.* One or more of the following ratings will be issued with a mechanic school certificate: airframe, powerplant, or combined airframe and powerplant. An airframe or powerplant rating shall require a curriculum with a minimum of 960 hours of instruction. A combined airframe and powerplant rating shall require a curriculum with a minimum of 1,650 hours of instruction.

§ 53.3 *Operating requirements.* A certificated mechanic school shall comply with the following requirements:

(a) *Standard of instruction.* The quality of instruction shall be such that at least 80 percent of the students who apply for a certificate within 60 days after graduation will be able to qualify for mechanic ratings appropriate to the curriculum from which they were graduated.

(b) *Hours of attendance.* Attendance of more than 40 hours shall not be required in any week.

(c) *Examinations.* Upon completion of each subject included in any approved course, each student shall be given an appropriate examination.

(d) *Records.* An adequate record shall be kept of each student enrolled. This record shall include attendance, subjects covered, examinations, and grades. Student records shall be retained by the school for not less than 2 years from the date of termination of the student's enrollment, and they shall be submitted to the Administrator on request.

(e) *Graduation certificate.* Each student who has successfully completed the prescribed course of study shall be furnished a graduation certificate and a transcript which shall set forth the courses completed and the student's final grades. A student who has successfully completed a portion of the course shall receive a transcript from the school, signed by an official thereof, which shall set forth the courses completed and the student's final grades. Such transcript may be used by an individual desiring to



make a transfer from one school to another.

(f) *Curriculum changes.* No substantial change shall be made in any approved curriculum unless authorized by the Administrator.

(g) *Maintenance of facilities, equipment, and material.* Facilities, equipment, and material shall be maintained in conformity with the standards required for the original issuance of the certificate.

(h) *Advertising.* Any advertising which indicates that the school is approved by the Administrator shall clearly differentiate between those courses which have been approved and those courses which have not been approved.

(i) *Notification to the Administrator.* The Administrator shall be notified of

any change in location of an approved mechanic school; of the discontinuance of any course of instruction; or of any substantial change in the facilities or equipment.

§ 53.4 *Certification rules—(a) Duration.* A mechanic school certificate shall remain in effect unless it is suspended, or revoked, or a general termination date for such certificate is fixed by the Board.

(b) *Existing certificates.* The holder of a mechanic school certificate which was issued prior to the effective date of this part shall not exercise the privileges of a certificated mechanic school after July 1, 1949, until such certificate has been exchanged for a certificate with appropriate ratings issued in accordance with the provisions of this part.

(c) *Display.* A mechanic school certificate shall be on display in the school for which the certificate was issued.

(d) *Nontransferability.* A mechanic school certificate is not transferable.

(e) *Surrender.* Upon the suspension or revocation of a mechanic school certificate, the holder thereof shall surrender such certificate to an authorized representative of the Administrator.

(Secs. 205 (a), 601-610, 52 Stat. 984, 1007-1012; 49 U. S. C. 425 (a), 551-560)

Dated: April 5, 1948.

By the Safety Bureau.

[SEAL] JOHN M. CHAMBERLAIN,  
Assistant Director (Regulations).

[F. R. Doc. 48-2820; Filed, Apr. 9, 1948;  
8:51 a. m.]

## NOTICES

### FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 7281, 7283, 8745, 8746, 8845, 8873, 8874, 8888]

DON LEE BROADCASTING SYSTEM ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Don Lee Broadcasting System, San Francisco, California, Docket No. 7281, File No. BPCT-22; Television Productions, Inc., San Francisco, California, Docket No. 7283, File No. BPCT-151; S. H. Patterson, San Francisco, California, Docket No. 8745, File No. BPCT-225; Krow, Inc., Oakland, California, Docket No. 8746, File No. BPCT-235; Leland Holzer, San Francisco, California, Docket No. 8845, File No. BPCT-354; Radio Diablo, Inc., San Francisco, California, Docket No. 8873, File No. BPCT-368; Columbia Broadcasting System, Inc., San Francisco, California, Docket No. 8874, File No. BPCT-372; Edwin W. Pauley, R. H. Chamberlain and V. E. Breeden, d/b as Television California, San Francisco, California, Docket No. 8888, File No. BPCT-375; for construction permits for television stations.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 26th day of March 1948;

The Commission having under consideration the above application of Edwin W. Pauley, R. H. Chamberlain and V. E. Breeden, d/b as Television California (File No. BPCT-375) which requests a construction permit for a television broadcast station to operate unlimited time on a television channel allocated to the San Francisco-Oakland metropolitan district under § 3.606 of the Commission's rules and regulations; and

It appearing, that on January 30, 1948 the Commission designated for consolidated hearing applications pending for construction permits for television broadcast stations to operate on unassigned channels allocated to the San Francisco-Oakland metropolitan district because said applications exceeded in number the

unassigned channels allocated to said district under § 3.606 of the Commission's rules and regulations;

It is ordered, That pursuant to section 309 (a) of the Communications Act of 1934, as amended, the application of Edwin W. Pauley, R. H. Chamberlain and V. E. Breeden, d/b as Television California (File No. BPCT-375), be, and it is hereby, designated for hearing in a consolidated proceeding with the other above-entitled applications for construction permits for television broadcast stations to operate on channels allocated to the San Francisco-Oakland metropolitan district, the consolidated hearing to begin at 10 o'clock a. m. at San Francisco, California, on April 5, 1948, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to operate and construct the proposed station.
2. To obtain full information with respect to the nature and character of the proposed program service.
3. To determine the areas and populations which may be expected to receive service from the proposed station.
4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

5. To determine the stock ownership and management interests of Paramount Pictures, Inc. in the following companies: Allen B. DuMont Laboratories, Inc., New England Theatres, Inc., United Detroit Theatres Corporation, Balaban and Katz Corporation, Interstate Circuit, Inc., and Television Productions, Inc.

6. Whether, in the light of the evidence adduced at the hearing with respect to issue number "5", a grant of the application of Television Productions, Inc. (File No. BPCT-151) would be consistent with Section 3.640 of the Commission's Rules and Regulations.

7. To determine whether the operation of the proposed station would involve objectionable interference with any other existing television broadcast stations and, if so, the nature and extent thereof, the

areas and populations affected thereby, and the availability of other television broadcast service to such areas and populations.

8. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any other pending applications for television broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other television broadcast service to such areas and populations.

9. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules Governing Television Broadcast Stations, and its Standards of Good Engineering Practice Concerning Television Broadcast Stations.

It is further ordered, That the consolidated hearing on the above-entitled applications with respect to issues numbers "5" and "6" only is further consolidated with the hearing designated October 15, 1947, on the applications of Allen B. DuMont Laboratories, Inc. (File Nos. BPCT-161 and BPCT-163), New England Theatres, Inc. (File No. BPCT-140), United Detroit Theatres Corporation (File No. BPCT-50) and Interstate Circuit, Inc. (File No. BPCT-94) to be held on May 10, 1948, at 10 o'clock a. m. at Washington, D. C.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3156; Filed, Apr. 9, 1948;  
8:46 a. m.]

[Docket Nos. 8004, 8884]

MANISTEE RADIO CORP. AND DOOR COUNTY BROADCASTING CO., INC.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Manistee Radio Corporation, Manistee, Wisconsin, Docket



No. 8004, File No. BP-5433; Door County Broadcasting Company, Inc., Sturgeon Bay, Wisconsin, Docket No. 8884, File No. BP-6545; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of April 1948;

The Commission having under consideration the above-entitled applications of Manistee Radio Corporation requesting authorization to construct a new standard broadcast station at Manistee, Wisconsin, to operate on 1340 kc, with 250 w power, unlimited time, and Door County Broadcasting Company, Inc. requesting authorization to construct a new standard broadcast station at Sturgeon Bay, Wisconsin, to operate on 1340 kc, with 250 w power, unlimited time;

*It is ordered*, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding at a time and place to be determined by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporations, their officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed stations would involve objectionable interference each with the other, or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3157; Filed, Apr. 9, 1948;  
8:47 a. m.]

[Docket Nos. 8202, 8887]

METROPOLITAN BROADCASTING CO. OF MILWAUKEE AND ROCK RIVER VALLEY BROADCASTING CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Metropolitan Broadcasting Company of Milwaukee, Whitefish Bay, Wisconsin, Docket No. 8202, File No. BP-5755; Rock River Valley Broadcasting Company, Watertown, Wisconsin, Docket No. 8887, File No. BP-6538; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of April 1948.

The Commission having under consideration the above-entitled application of Rock River Valley Broadcasting Company, for a construction permit for a new standard broadcast station to operate on the frequency 920 kc, with 250 w power, daytime only, at Watertown, Wisconsin, and the above-entitled application of Metropolitan Broadcasting Company of Milwaukee for a construction permit for a new standard broadcast station to operate on the frequency 920 kc, 100-w power, daytime only, at Whitefish Bay, Wisconsin; and

It appearing, that on March 6, 1947, the Commission, designated for hearing the above-entitled application of Metropolitan Broadcasting Company of Milwaukee, which at that time sought a construction permit for a new standard broadcast station to operate on the frequency 920 kc, 100 w power, daytime only, at Milwaukee, Wisconsin; and

It further appearing, That on May 8, 1947, Metropolitan Broadcasting Company of Milwaukee filed a waiver of hearing under § 1.391 of the Commission's rules, and that on October 15, 1947, the Commission issued its proposed decision looking to a denial of the aforesaid application of Metropolitan Broadcasting Company of Milwaukee; and

It further appearing, that on November 7, 1947, the Commission granted a timely petition of Metropolitan Broadcasting Company of Milwaukee to amend said application to specify the instant facilities, which, in effect, served to remove said application from hearing status;

*It is ordered*, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the above-entitled applications be, and they are hereby, designated for hearing in a consolidated proceeding at a time and place to be designated by subsequent order of the Commission upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporations, their officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be

rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed stations would involve objectionable interference each with the other or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations, particularly with respect to the assignment of Class IV stations to regional channels.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3153; Filed, Apr. 9, 1948;  
8:46 a. m.]

[Docket Nos. 8259, 8880]

WILLIAMSON BROADCASTING CORP. AND BIG SANDY BROADCASTING CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Williamson Broadcasting Corporation, Pikesville, Kentucky, Docket No. 8259, File No. BP-5502; W. Howes Meade, James W. Archer and Hubert J. Morgan, a partnership, d/b as Big Sandy Broadcasting Co., Paintsville, Kentucky, Docket No. 8880, File No. BP-6437; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of April 1948;

The Commission having under consideration the above-entitled applications requesting construction permits for new standard broadcast stations to operate on 1490 kc, with 250 w power, unlimited time, at Pikesville and Paintsville, Kentucky, respectively;

*It is ordered*, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding at a time and place to be determined by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant partnership and the partners



## NOTICES

and of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed stations would involve objectionable interference, each with the other, or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

8. To determine the overlap, if any, that will exist between the service areas of the proposed Pikeville, Kentucky, station and of station WBTH at Williamson, West Virginia, the nature and extent thereof, and whether such overlap, if any, is in contravention of § 3.35 of the Commission's rules.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3159; Filed, Apr. 9, 1948;  
8:47 a. m.]

[Docket No. 8380]

OZARKS BROADCASTING CO. (KWTO)

ORDER CONTINUING HEARING

In re application of Ozarks Broadcasting Company (KWTO), Springfield, Missouri, Docket No. 8380, File No. BP-5259; for construction permit.

The Commission having under consideration a petition filed March 17, 1948, by Ozarks Broadcasting Company, Springfield, Missouri, requesting a 30-day continuance of the hearing now scheduled for March 31, 1948, at Washington, D. C., on its above-entitled application for construction permit:

*It is ordered*, This 26th day of March 1948, that the petition be, and it is hereby, granted; and that the said hearing be, and it is hereby, continued to 10:00 a. m.,

Friday, April 30, 1948, at Washington, D. C.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3150; Filed, Apr. 9, 1948;  
8:46 a. m.]

[Docket Nos. 8428, 8429, 8430]

HOWDY FOLKS BROADCASTERS ET AL.

ORDER CONTINUING HEARING

In re applications of Louis P. Myers and Gertrude Jo Myers, d/b as Howdy Folks Broadcasters, Tulsa, Oklahoma, Docket No. 8428, File No. BP-5853; Donald W. Reynolds, Okmulgee, Oklahoma, Docket No. 8429, File No. BP-5871; George B. Procter and Hugh N. Marsh, d/b as Muskogee Broadway Broadcasting Company, Muskogee, Oklahoma, Docket No. 8430, File No. BP-5918; for construction permits.

The Commission having under consideration a petition filed March 18, 1948, by Donald W. Reynolds, Okmulgee, Oklahoma, requesting that the Commission delete from hearing issues No. 1 and 3, change the place of hearing from Okmulgee, Oklahoma, to Washington, D. C., and continue the hearing now scheduled for April 6, 1948, to April 16, 1948;

It appearing, that Howdy Folks Broadcasters, Tulsa, Oklahoma, and Muskogee Broadway Broadcasting Company, Muskogee, Oklahoma, have notified the Commission that they will request dismissal of their above-entitled applications; and

It further appearing, that the Commission has not determined from inspection of petitioner's application that the information therein supplied is adequate to resolve Issues No. 1 and 3 sought to be deleted;

*It is ordered*, This 26th day of March 1948, that the petition be, and it is hereby, granted in part; that the said hearing be, and it is hereby, continued to Friday, April 16, 1948; that the place of hearing be, and it is hereby, changed from Okmulgee, Oklahoma, to Washington, D. C.; but

*It is further ordered*, That, insofar as the petition requests deletion of Issues No. 1 and 3 designated for hearing in the proceeding on the above-entitled applications, the petition be, and it is hereby, denied without prejudice to the subsequent filing of a request for simplification of issues pursuant to § 1.814 of the Commission's rules, on prehearing conferences.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3148; Filed, Apr. 9, 1948;  
8:46 a. m.]

[Docket No. 8841]

BUNKER HILL BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING

In re application of Bunker Hill Broadcasting Company, Boston, Massachusetts,

File No. BPH-1420, Docket No. 8841; for FM construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 31st day of March 1948;

The Commission having under consideration the above-entitled application for a construction permit for a new Class B FM station to be located at Boston, Massachusetts;

Whereas, the Commission on January 16, 1948 designated for a consolidated hearing the applications of Beacon Broadcasting Company, Inc., et al., Dockets 8731-8733, inclusive, which applications all requested Class B FM stations in the Boston, Massachusetts area, which hearing is scheduled to commence at 10:00 a. m. on Monday, June 7, 1948 at Boston, Massachusetts;

*It is ordered*, That pursuant to section 309 (a) of the Communications Act of 1934, as amended, the above-entitled application be and it is hereby designated for hearing in consolidation with the applications of Beacon Broadcasting Company, Inc., et al., Dockets 8731-8733, inclusive, upon the same issues in the order designating Dockets 8731-8733, inclusive, for hearing;

*It is further ordered*, That the orders heretofore issued in Dockets 8731-8733 be and they are hereby amended to include the application of Bunker Hill Broadcasting Company (File No. BPH-1420; Docket No. 8841).

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3152; Filed, Apr. 9, 1948;  
8:46 a. m.]

[Docket No. 8876]

PENN-ALLEN BROADCASTING CO. (WFMZ)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Penn-Allen Broadcasting Company (WFMZ), Allentown, Pennsylvania, Docket No. 8876, File No. BMPH-1100; for modification of FM permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 31st day of March 1948;

The Commission having under consideration the above-entitled application of Penn-Allen Broadcasting Company (WFMZ), filed November 19, 1947, requesting that the outstanding construction permit which authorizes said applicant to construct a Class A FM broadcast station at Allentown, Pennsylvania, be modified to specify Class B operation on Channel No. 264 (100.7 mcs);

It appearing, that the facilities requested by said applicant are authorized to Allentown Broadcasting Company (WKAP-FM), Allentown, Pennsylvania, under a construction permit issued March 13, 1947, as modified, and that the simultaneous use of said facilities by the applicant and by said permittee, would involve prohibitive interference;



It is ordered, Pursuant to section 309 (a) of the Communications Act of 1934, as amended, and § 1.385 (b) of the Commission's rules and regulations, that the application of Penn-Allen Broadcasting Company (WFMZ) for modification of permit be, and it is hereby, designated for hearing at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine whether the operation of the proposed station would involve objectionable interference with Station WKAP-FM, or any other existing FM broadcast stations or authorizations, and the nature and extent thereof.

2. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning FM Broadcast Stations.

3. To determine whether a grant of said application would be in the public interest, convenience or necessity.

It is further ordered, That pursuant to § 1.387 (b) (2) of the Commission's rules and regulations, that Allentown Broadcasting Company, permittee of Station WKAP-FM, Allentown, Pennsylvania, be, and it is hereby, made a party to this proceeding.

Notice is hereby given that § 1.857 of the Commission's rules and regulations shall not be applicable to this proceeding.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3154; Filed, Apr. 9, 1948;  
8:46 a. m.]

[Docket No. 8877]

PROGRESSIVE PUBLISHING CO. (WCPA)

ORDER DESIGNATING APPLICATION FOR HEARING  
ON STATED ISSUES

In re application of Progressive Publishing Company (WCPA), Clearfield, Pennsylvania, Docket No. 8877, File No. BMP-3331 (CP); for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of April 1948;

The Commission having under consideration the above-entitled application requesting a construction permit to increase operating power on 900 kc from 500 watts daytime only to 1 kw, daytime; and the petition of Susquehanna Broadcasting Company, licensee of station WSBA, York, Pennsylvania to designate the application for hearing in a consolidated proceeding; and

It appearing, that, the proposed operation would involve objectionable interference with station WSBA;

It is ordered, That, the said petition be, and it is hereby, granted, and that, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of Progressive Publishing Company (WCPA) be, and it is hereby, designated for hearing at a time and place to be designated by subsequent order of the Commission, upon the following issues:

No. 71—2

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the station as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the station as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the station as proposed would involve objectionable interference with station WSBA, York, Pennsylvania, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the station as proposed would involve objectionable interference, as defined in the North American Regional Broadcasting Agreement, with station CHML, Hamilton, Ontario, or any other existing foreign broadcast station, and the nature and extent of such interference, if any.

6. To determine whether the operation of the station as proposed would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the station as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

8. To determine the overlap, if any, that will exist between the service areas of the station as proposed and of station WMAJ at State College, Pennsylvania, the nature and extent thereof, and whether such overlap, if any, is in contravention of § 3.35 of the Commission's rules.

It is further ordered, That Susquehanna Broadcasting Company, licensee of station WSBA, York, Pennsylvania, be, and it is hereby, made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3151; Filed, Apr. 9, 1948;  
8:46 a. m.]

[Docket Nos. 8878, 8879]

DAVID HAROLD WOOLRIDGE AND BLUFF CITY  
BROADCASTING CO., LTD. (WDIA)

ORDER DESIGNATING APPLICATIONS FOR CON-  
SOLIDATED HEARING OF STATED ISSUES

In re applications of David Harold Woolridge, Memphis, Tennessee, Docket No. 8878, File No. BP-6555; E. R. Ferguson and J. R. Pepper, d/b as Bluff City

Broadcasting Company, Ltd., (WDIA), Memphis, Tennessee, Docket No. 8879, File No. BP-6617; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of April 1948;

The Commission having under consideration the above-entitled applications of David Harold Woolridge, and E. R. Ferguson and J. R. Pepper, d/b as Bluff City Broadcasting Company, Ltd., (WDIA), each requesting use of the frequency 1240 kc with 250 w power, unlimited time, at Memphis, Tennessee;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications of David Harold Woolridge and Bluff City Broadcasting Company, Ltd., be, and they are hereby, designated for hearing in a consolidated proceeding at a time and place to be determined by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the individual applicant and the technical, financial and other qualifications of the applicant partnership and the partners to construct and operate the proposed station and station WDIA as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and station WDIA as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station and station WDIA as proposed would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station and station WDIA as proposed would involve objectionable interference each with the other, or with the services in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station and station WDIA as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3158; Filed, Apr. 9, 1948;  
8:47 a. m.]



[Docket No. 8886]

S. H. PATTERSON (KJAY)

## ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of S. H. Patterson (KJAY), Topeka, Kansas, Docket No. 8886, File No. BMP-3423; for modification of construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of April 1948:

The Commission having under consideration the above-entitled application by S. H. Patterson, requesting that the construction permit for the new standard broadcast station KJAY, Topeka, Kansas, be modified to specify nighttime operating power of 5 kw instead of 1 kw;

*It is ordered*, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant to construct and operate station KJAY as proposed.
2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of station KJAY as proposed and the character of other broadcast service available to those areas and populations.
3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.
4. To determine whether the operation of station KJAY as proposed would involve objectionable interference with stations KEIO, Pocatello, Idaho; KPRO, Riverside, California, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.
5. To determine whether the operation of station KJAY as proposed would involve objectionable interference, as defined in the North American Regional Broadcasting Agreement, with station XEFL, Chihuahua, Chihuahua, Mexico, or with any other foreign broadcast station, and, if so, the nature and extent of such interference.
6. To determine whether the operation of station KJAY as proposed would involve objectionable interference with the services proposed in the pending application of Eastern Idaho Broadcasting and Television Company (KEIO), Pocatello, Idaho (File No. BMP-3143), or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.
7. To determine whether the installation and operation of station KJAY as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

*It is further ordered*, That Broadcasting Corporation of America, licensee of Station KPRO, and Eastern Idaho Broadcasting and Television Company, licensee of Station KEIO, be, and they are hereby, made parties to this proceeding.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.[F. R. Doc. 48-3155; Filed, Apr. 9, 1948;  
8:46 a. m.]

[Docket Nos. 7909, 8883]

MONROE BROADCASTING CO., INC. (WRNY)  
AND DELTA BROADCASTING CO. (WDBC)

## ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Monroe Broadcasting Company, Inc. (WRNY), Rochester, New York, Docket No. 7909, File No. BP-5333; Delta Broadcasting Company (WDBC), Escanaba, Michigan, Docket No. 8883, File No. BP-6219; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of April 1948:

The Commission having under consideration the above-entitled application of Delta Broadcasting Company (WDBC) requesting authorization to change facilities so as to operate on 680 kc, with 1 kw power, unlimited time, DA, at Escanaba, Michigan; and

It appearing, that the said application would involve objectionable interference with the above-entitled application of Monroe Broadcasting Company, Inc. (requesting authorization to increase the facilities of Station WRNY so as to operate full-time on 680 kc at Rochester, New York, increasing power from 250 w to 500 w, 1 kw-LS, using a directional antenna at night), designated on March 11, 1948, for further hearing at a yet to be determined time and place;

*It is ordered*, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the application of Delta Broadcasting Company, be, and it is hereby, designated for hearing in a consolidated proceeding with the aforesaid application of Monroe Broadcasting Company, Inc., at a time and place to be determined by subsequent order of the Commission, upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate its station as proposed.
2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation and the character of other broadcast service available to those areas and populations.
3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.
4. To determine whether the operation of station WDBC as proposed would involve objectionable interference with sta-

tion WMAQ, Chicago, Illinois, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the proposed installation and operation would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations, particularly with respect to whether the proposal meets the provisions of the Standards pertaining to population residing in the area between the normally protected and the interference free contours.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

*It is further ordered*, That the Commission's order of March 11, 1948, designating the Monroe Broadcasting Company, Inc. application for further hearing, be, and it is hereby, amended to include the above-entitled application of Delta Broadcasting Company (WDBC) and issues Nos. 1, 2, 3, 5 and 7 set out above.

*It is further ordered*, That National Broadcasting Company, Inc., licensee of Station WMAQ, Chicago, Illinois, be, and it is hereby made a party to this proceeding.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.[F. R. Doc. 48-3161; Filed, Apr. 9, 1948;  
8:53 a. m.]

[Docket Nos. 8208, 8881, 8882]

LAKELAND BROADCASTING CORP. ET AL.

## ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Lakeland Broadcasting Corporation, Wausau, Wisconsin, Docket No. 8208, File No. BP-5877; John R. Tomek, Wausau, Wisconsin, Docket No. 8881, File No. BP-6611; Rib Mountain Radio, Inc., Wausau, Wisconsin, Docket No. 8882, File No. BP-6628; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of April 1948:

The Commission having under consideration the above-entitled applications of John R. Tomek and Lakeland Broadcasting Corporation, each requesting authorization to construct a new standard broadcast station to operate on 1230 kc, with 250 w power, unlimited time at Wausau, Wisconsin, and Rib Mountain Radio, Inc., requesting 1230 kc at Wausau, Wis-



consin, with 100 w power, unlimited time;

*It is ordered*, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding at a time and place to be determined by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the individual applicant, and of the applicant corporations, their officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed stations would involve objectionable interference each with the other, or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3160; Filed, Apr. 9, 1948;  
8:53 a. m.]

## FEDERAL POWER COMMISSION

[Docket No. E-6123]

FLORIDA POWER CORP.

NOTICE OF ORDER AUTHORIZING AND APPROVING ISSUANCE OF SECURITIES

APRIL 5, 1948.

Notice is hereby given that on April 5, 1948, the Federal Power Commission issued its order entered April 5, 1948, authorizing and approving issuance of securities in the above-designated matter.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-3149; Filed, Apr. 9, 1948;  
8:53 a. m.]

[Docket No. G-924]

PHEBUS PIPE LINE CO.

ORDER POSTPONING HEARING

APRIL 6, 1948.

Upon consideration of the request filed March 26, 1948 by Interveners, H. A. Sprowls and C. H. Parriott, for a postponement of the hearing herein now set to commence on April 12, 1948;

It appearing to the Commission that: Applicant, Phebus Pipe Line Company, has joined in the request for a postponement of the hearing herein;

Good cause exists for postponing the date of hearing as hereinafter provided;

The Commission orders that: The public hearing herein now set to commence on April 12, 1948 be and the same hereby is postponed to a time and place to be fixed by further order of the Commission.

Date of issuance: April 7, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-3147; Filed, Apr. 9, 1948;  
8:52 a. m.]

[Docket Nos. G-1023, G-1029]

MICHIGAN PUBLIC SERVICE COMMISSION  
ET AL.

ORDER CONSOLIDATING PROCEEDINGS AND  
FIXING DATE OF HEARING

APRIL 6, 1948.

In the matters of Michigan Public Service Commission, Docket No. G-1029; Panhandle Eastern Pipe Line Company, et al., Docket No. G-1023.

Upon consideration of the petition filed by Michigan Public Service Commission under date of April 1, 1948, respecting the delivery by Panhandle Eastern Pipe Line Company of designated quantities of natural gas to Michigan Gas Storage Company and Michigan Consolidated Gas Company for underground storage in Michigan;

It appears to the Commission that: The issues presented by said petition are substantially similar to the issues involved in the Matter of Panhandle Eastern Pipe Line Company, et al., Docket No. G-1023, set for hearing to commence on April 7, 1948;

The Commission orders that: (A) The matters involved and the issues presented by the petition of Michigan Public Service Commission be and the same are hereby set for hearing commencing at 10 a. m. (e. s. t.) on April 7, 1948, in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C.

(B) The proceedings in this docket be and the same are hereby consolidated for hearing with the proceedings in the Matter of Panhandle Eastern Pipe Line Company, et al., Docket No. G-1023.

Date of issuance: April 7, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-3145; Filed, Apr. 9, 1948;  
8:52 a. m.]

[Docket No. DI-177]

NEW YORK POWER AND LIGHT CORP.

ORDER GRANTING MOTION FOR ORAL ARGUMENT

(1) Counsel for New York Power and Light Corporation, declarant in the above-entitled proceeding, filed a motion on April 1, 1948, requesting opportunity to present oral argument before the Commission on their exceptions to the Initial Decision entered February 9, 1948, by the Presiding Examiner.

(2) The Commission finds that oral argument by counsel for the declarant and counsel for the staff is appropriate under the circumstances.

(3) *It is ordered*, That oral argument in the above-entitled proceeding be had before the Commission on April 19, 1948 at 10:00 a. m. (e. s. t.) in the Hearing Room of the Commission, 1778 Pennsylvania Avenue NW., Washington, D. C.

Date of issuance: April 6, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-3135; Filed, Apr. 9, 1948;  
8:51 a. m.]

[Docket No. G-854]

ATLANTIC SEABOARD CORP. AND VIRGINIA GAS  
TRANSMISSION CORP.

ORDER FIXING DATE OF HEARING

APRIL 6, 1948.

Upon consideration of the amended application filed on January 2, 1948, and the supplement thereto filed on January 30, 1948, by Atlantic Seaboard Corporation, a Delaware corporation, and Virginia Gas Transmission Corporation, a Virginia corporation, having their principal place of business at Charleston, West Virginia, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas transmission facilities, subject to the jurisdiction of the Commission, as fully described in such application, as amended, on file with the Commission and open to public inspection, public notice thereof having been given, including publication in the FEDERAL REGISTER on January 17, 1948 (13 F. R. 236).

It appearing to the Commission that:

(a) Application for a certificate of public convenience and necessity in this matter was first made by the above applicants on January 27, 1947, which application at that time included a request for authorization for the installation and construction of additional compressor and pipe line facilities;

(b) Thereafter, at the request of applicants, a public hearing was held on May 22, 1947 in respect to that part of the application involving the construction and operation of the additional compressor facilities, and on May 29, 1947, the Commission issued a certificate of public convenience and necessity authorizing the construction and operation thereof with prejudice to any findings or orders to be made by the Commission thereafter relating to that part of the



application respecting the construction and operation of the pipe line facilities.

(c) The present amended application filed on January 2, 1948, and the supplement thereto filed on January 30, 1948 relates to that part of the original application pertaining to the construction and operation of the pipe line facilities.

The Commission orders that:

(A) Pursuant to authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act (as amended, and the Commission's rules of practice and procedure (as amended June 16, 1947), a public hearing be held commencing on May 10, 1948, at 10:00 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by the amended application and other pleadings in this proceeding.

(B) Interested State Commissions may participate as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: April 7, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-3146; Filed, Apr. 9, 1948;  
8:52 a. m.]

[Docket No. G-993]

PENN-YORK NATURAL GAS CORP.

ORDER FIXING DATE OF HEARING

Upon consideration of the application filed January 28, 1948, as supplemented March 8, 1948, by Penn-York Natural Gas Corporation, a Pennsylvania corporation with its principal place of business at Buffalo, New York, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing Applicant to relocate and operate its Arcade Compressor Station, located near Arcade, Wyoming County, New York, consisting of 3-150 H. P. compressor units, building and auxiliaries, at Angelica, Allegany County, New York, and to add 1-300 H. P. compressor unit, as fully described in such application and supplement on file with the Commission and open to public inspection; and

It appearing to the Commission that:

(1) Temporary authorization to relocate, operate and construct the requested facilities was granted by the Commission on March 23, 1948;

(2) This proceeding is a proper one for disposition under the provisions of Rule 32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure (as amended June 16, 1947), Applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on February 13, 1948 (13 F. R. 674).

The Commission, therefore, orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure (as amended June 16, 1947), a hearing be held on April 28, 1948, at 9:30 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application as supplemented; provided, however, that the Commission may after a noncontested hearing, forthwith dispose of the proceeding pursuant to the provisions of Rule 32 (b) of the Commission's rules of practice and procedure (as amended June 16, 1947).

(B) Interested State commissions may participate as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: April 6, 1948.

By the Commission.

LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-3134; Filed, Apr. 9, 1948;  
8:51 a. m.]

[Docket No. G-995]

GAS TRANSPORT, INC.

ORDER FIXING DATE OF HEARING

Upon consideration of the application filed February 12, 1948, by Gas Transport, Inc. (applicant), a Delaware corporation with its principal place of business at Lancaster, Ohio, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas facilities, subject to the jurisdiction of the Commission, as fully described in such application on file with the Commission and open to public inspection;

It appears to the Commission that: This proceeding is a proper one for disposition under the provisions of § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure, applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on March 4, 1948 (13 F. R. 1174).

The Commission, therefore, orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on April 20, 1948, at 9:30 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission,

1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application; *Provided, however*, That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: April 6, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-3136; Filed, Apr. 9, 1948;  
8:51 a. m.]

## INTERSTATE COMMERCE COMMISSION

[S. O. 790, Amdt. 5 to Corr. Special Directive  
26]

WHEELING AND LAKE ERIE RAILWAY  
Co.

DIRECTIVE TO FURNISH CARS FOR RAILROAD  
COAL SUPPLY

Upon further consideration of the provisions of Special Directive No. 26 (12 F. R. 8282; 13 F. R. 301, 738), under Service Order No. 790 (12 F. R. 7791), and good cause appearing therefor:

It is ordered, That Special Directive No. 26, be, and it is hereby amended by changing Paragraph 1 as follows:

Mine:	Cars per day
Leesville .....	1

A copy of this amendment shall be served upon The Wheeling and Lake Erie Railway Company and notice of this amendment shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 2d day of April A. D. 1948.

INTERSTATE COMMERCE  
COMMISSION,  
HOMER C. KING,  
Director.  
Bureau of Service.

[F. R. Doc. 48-3144; Filed, Apr. 9, 1948;  
8:52 a. m.]

[S. O. 790, Amdt. 20 to Corr. Special  
Directive 1]

PENNSYLVANIA RAILROAD CO.

DIRECTIVE TO FURNISH CARS FOR RAILROAD  
COAL SUPPLY

Upon further consideration of the provisions of Special Directive No. 1 (12 F. R. 7950), under Service Order No. 790 (12 F. R. 7791), and good cause appearing therefor:

It is ordered, That Corrected Special Directive No. 1, be, and it is hereby amended by substituting Appendix A hereof for Appendix A thereof.



A copy of this amendment shall be served upon The Pennsylvania Railroad Company and notice of this amendment shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 2d day of April A. D. 1948.

INTERSTATE COMMERCE  
COMMISSION,  
HOMER C. KING,  
Director,  
Bureau of Service.

## APPENDIX A

Mine	Cars	
	Per day	Per week
A & A	1	
Adams	3	
Allen	2	
Armstrong	17	
Banks-W. Bituminous	3	
Batchelet	1	
Bear Run-Mt. Branch	3	
Bennett		4
Bernice	1	
Bethany	8	
Betsy	7	
Bigelow Run	4	
Birch Creek No. 3	6	
Bolivar	3	
Bostonia 9 and 10	2	
Bowers		2
Braeburn-Wildeat	2	
Bucher	4	
Bulger 2 and 3	7	
Cambria	1	
Captina	3	
Catfish	2	
Chinook	33	
Cipolla		2
Coffman	4	
Costanzo	4	
Crawford	4	
Creighton	1	
Decker	2	4
Deltmont 10	9	
Diamond-Smokeless	3	
Dorothy-Florence	17	
Dun Glen	21	
Ella	2	
Enterprise	1	
Eureka 35-37-40	3	
Expert	5	
Fike	1	
Fleck 4	2	
Florence (Harmon Creek)	28	
Foster	45	
Francis	32	
G & F (Pell)	1	
Gilpin	5	
Glen Fisher		4
Graceton		4
Graff 1 and 2	13	
Hankey	4	
Hanlin	28	
Harkleroad	1	
Hays No. 1	3	
Hays No. 2	6	
Hillcrest	8	
Hillside 1	1	
Hough & Fricano	1	
Huskin 6	2	
Irwin 11	3	
Jamison 2-20-21	11	
Jane	4	
Jones	1	
Jordan	4	
Joyce 1 and 3	4	
Kenbrook	3	
Kish	2	
Kiski Valley	6	
Knox 1-2-5	6	
Lambert, B & M and various	48	
Lamkie	2	
Langeloth	4	
Lamont-Hankins	2	
Lewis	1	
Lindley-Midland	29	
Lindsey 8		4
Lloyd 3 and 4	6	
Locust Grove	25	
Mae	2	
Magnolia		4
Maher 4	6	
Mateer	8	

## APPENDIX A—Continued

Mine	Cars	
	Per day	Per week
Maud (Teodori)	2	
Mautz		4
Mayview-McGovern	3	
McCombie 2	1	
McCullough	3	
Meecham	1	
Mercury 2	4	
Mid Pen 4	7	
Militant & Cooper Smokeless	2	
Miller Strip	2	
Milligan		3
Mimms	1	
Moore-Cadiz	7	
Mosgrove	2	
Mullett	22	
Novy Smokeless	1	
Painter	2	
Panhandle	9	
Parrall	2	
Paris 1 and 2	7	
Park	11	
Patoka	2	
Patsch	3	
Penna. 9	3	
Penn Valley	7	
Perantti	2	
Poole	3	
Powhatan	14	
Primrose 2 and 4	4	
R. & J.	3	
Rea		2
Reitz 2-3-4-5-8	3	
Regent	4	
Richland	2	
Rider 5	7	
Rose Hill	18	
Rugh (Salem)	7	
Salina	2	
Saxton	4	
Schlegel	3	
Segar	3	
Shasta	8	
Sherman	3	
Smith 1 and 2	1	
Standard 1	1	
Std. 9—Sasso 5	25	
Sterling	3	
Stineman 3	4	
Sunshine		5
Superior 1 and 3	2	
Superior 3	2	
Sycamore 20-27-30	11	
Ten X	5	
Testa	4	
Thomassey	2	
Tunnelton	2	
Universal 1 and 2	3	
Valley	11	
Valley Camp 1-3-4-5	22	
Venturini	2	
Victory	5	
Virginia 14		3
Walnut Grove	1	
Washington, Ontario	9	
Washington (Con. Division)		4
Webco	4	
Webb	33	
Yockey	1	

[F. R. Doc. 48-3141; Filed, Apr. 9, 1948;  
8:58 a. m.]

[S. O. 790, Amtd. 10 to Special Directive 5]

PITTSBURG AND SHAWMUT RAILROAD CO.  
DIRECTIVE TO FURNISH CARS FOR RAILROAD  
COAL SUPPLY

Upon further consideration of the provisions of Special Directive No. 5 (12 F. R. 7952) under Service Order No. 790 (12 F. R. 7791), and good cause appearing therefor:

It is ordered, That Special Directive No. 5, be, and it is hereby amended by substituting paragraph (1) hereof for paragraph (1) thereof.

(1) To furnish to the mines listed below cars for the loading of Pennsylvania Railroad fuel coal in the number specified from its total available supply of cars suitable for the transportation of coal:

Mines:	Cars per day
Fairview-Coheen (Hetrick)-----	1
Senaca and various-----	9
Wayne-----	2

A copy of this amendment shall be served upon The Pittsburgh & Shawmut Railroad Company and notice of this amendment shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 2d day of April A. D. 1948.

INTERSTATE COMMERCE  
COMMISSION,  
HOMER C. KING,  
Director,  
Bureau of Service.

[F. R. Doc. 48-3142; Filed, Apr. 9, 1948;  
8:58 a. m.]

[S. O. 790, Amtd. 13 to Special Directive 6]

## MONONGAHELA RAILWAY CO.

DIRECTIVE TO FURNISH CARS FOR RAILROAD  
COAL SUPPLY

Upon further consideration of the provisions of Special Directive No. 6 (12 F. R. 7952) under Service Order No. 790 (12 F. R. 7791), and good cause appearing therefor:

It is ordered, That Special Directive No. 6, be, and it is hereby amended by substituting paragraph (1) hereof for paragraph (1) thereof.

(1) To furnish to the mines listed below cars for the loading of Pennsylvania Railroad fuel coal in the number specified from its total available supply of cars suitable for the transportation of coal:

Mine	Cars	
	Per day	Per week
Brock & National	6	
Byrne 2	1	
Cathy Luxon	4	
Jamison 11	3	
LeBelle-Old LaBelle		2
Love 4	1	
Martin 2	2	
Poland	4	
Pursglove 2	21	
Rose	3	
Rosedale 1 and 2, Mon	7	
Whiteley	6	

A copy of this amendment shall be served upon The Monongahela Railway Company and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 2d day of April A. D. 1948.

INTERSTATE COMMERCE  
COMMISSION,  
HOMER C. KING,  
Director,  
Bureau of Service.

[F. R. Doc. 48-3143; Filed, Apr. 9, 1948;  
8:58 a. m.]



## SECURITIES AND EXCHANGE COMMISSION

[File Nos. 70-1771, 68-100]

ROCHESTER GAS AND ELECTRIC CORP. AND  
GENERAL PUBLIC UTILITIES CORP.

### ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 2d day of April 1948.

General Public Utilities Corporation ("GPU"), a registered holding company, and its subsidiary, Rochester Gas and Electric Corporation ("Rochester"), having filed, respectively, a declaration and an application-declaration, as amended, pursuant to the Public Utility Holding Company Act of 1935 ("act") and the rules and regulations promulgated thereunder, wherein Rochester requests approval for its issuance and sale of unsecured promissory notes bearing interest not in excess of 2½% per annum, each having a maturity of nine months or less, and the renewal thereof, in an aggregate principal amount not to exceed \$16,000,000, for a period of not more than two years from the effective date of this order, which application requests that pursuant to the first sentence of section 6 (b) of the act the Commission authorize an increase in the percentage of the principal amount, par value, and fair market value of the securities of Rochester which may be represented by notes and drafts maturing within nine months; and wherein Rochester requests permission to solicit authorizations from its preferred shareholders to permit it to issue securities representing unsecured indebtedness in an amount not permitted by its articles of incorporation unless the consent of its preferred shareholders thereto is first obtained; and wherein GPU requests authorization to make, from time to time, up to January 31, 1951, cash capital contributions to Rochester, the amount of such capital contributions to be not in excess of (i) \$300,000 plus (ii) an amount not in excess of the aggregate amount of dividends on Rochester's common stock theretofore declared and paid by Rochester to GPU from and after June 30, 1947; and

The Commission having considered the record and having entered its findings and opinion herein, and deeming it appropriate in the public interest and in the interest of investors and consumers to permit the declaration to become effective and to grant the application-declaration, as amended, subject to certain conditions, and to grant a request of the applicants-declarants that the effective date of the order be the date upon which this order is entered:

It is hereby ordered, That, pursuant to the provisions of section 12 (b) of the act and Rule U-45 promulgated thereunder, the declaration of GPU is hereby permitted to become effective forthwith; and pursuant to the first sentence of section 6 (b) and section 12 (c) of the act and Rule U-62 promulgated thereunder, the application-declaration, as amended, of Rochester is hereby granted

and permitted to become effective forthwith, so that Rochester may issue and sell, and renew, for a period of two years from the date of this order, promissory notes each of which will have a maturity of nine months or less, in an aggregate principal amount which may exceed five per centum of the aggregate of the principal amount, par value and fair market value of Rochester's other securities but in no event may such outstanding notes exceed an aggregate of \$16,000,000, and subject to the conditions that (a) so long as any notes of Rochester having a maturity of nine months or less are outstanding in an aggregate amount in excess of that which would, in the absence of this order, be exempt from the provisions of section 6 (a) of the act by reason of the provisions of the first sentence of section 6 (b) of the act, the aggregate amount of dividends declared and paid upon Rochester's common stock from and after June 30, 1947, shall not be in excess of the aggregate amount of cash capital contribution, if any, as shall theretofore have been received by Rochester from the holder or holders of its common stock from and after June 30, 1947; (b) within ten days of the date upon which Rochester issues any initial notes, or renewal notes, or pays any of such notes, it file a notification in this proceeding of the amount of such notes, the interest rate thereon, the name of the payee, and the total amount of notes of a maturity of nine months or less then outstanding; and (c) within ten days of the date upon which Rochester declares a dividend upon its common stock, it file a notification in this proceeding of the aggregate amount of dividends paid on its common stock from and after June 30, 1947, and the aggregate amount of cash capital contributions received by it from the holder or holders of its common stock from and after June 30, 1947.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 48-3139; Filed, Apr. 9, 1948;  
8:52 a. m.]

[File No. 70-1753]

### DALLAS POWER & LIGHT CO. AND TEXAS UTILITIES COMPANY

#### SUPPLEMENTAL ORDER RELEASING JURISDICTION AND GRANTING AND PERMITTING AMENDED APPLICATION-DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 6th day of April A. D. 1948.

Dallas Power & Light Company ("Dallas"), an electric utility company and its parent registered holding company, Texas Utilities Company ("Texas Utilities"), a subsidiary of American Power & Light Company, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, having filed a joint application-declaration, and amendments thereto, pursuant to sections 6 (a), 7, 9 (a), 10,

and 12 of the act and Rules U-43 and U-50 thereunder regarding: (a) An offer by Dallas to the holders of its outstanding common stock of the right to subscribe for and purchase, at \$60 per share, 68,250 additional shares of common stock on the basis of one share of such additional common stock for each four shares held; (b) the purchase by Texas Utilities, as holder of 91.27% of Dallas' presently outstanding common stock, of 62,292 shares of the 68,250 shares of new common stock to be offered; and, (c) the issue and sale, pursuant to the competitive bidding requirements of Rule U-50, by Dallas of \$4,000,000 principal amount of 25 year --% Sinking Fund Debentures due 1973; and

The Commission having by order dated March 25, 1948, granted and permitted to become effective said joint application-declaration, as amended, subject to the condition that the proposed issue and sale of debentures not be consummated until the result of competitive bidding, pursuant to Rule U-50, had been made a matter of record in this proceeding and a further order entered by the Commission in light of the record as so completed, and subject to a further reservation of jurisdiction with respect to payment of all fees and expenses of all counsel incurred or to be incurred in connection with the proposed transactions; and

Dallas and Texas Utilities having filed an amendment to said application-declaration setting forth the action taken to comply with the requirements of Rule U-50 and stating that pursuant to an invitation for competitive bids, seven bids for said debentures by seven groups of underwriters headed by the firms set forth below were received:

Underwriting group	Coupon rate	Price to company	Cost to company
	Percent		
Equitable Securities Corp.	3½	100.4599	3.0984
Salomon Bros. & Hutzler	3½	100.1519	3.1162
Halsey, Stuart & Co., Inc.	3½	102.0799	3.1294
Kidder, Peabody & Co.	3½	102.03	3.1323
Merrill Lynch, Pierce, Fenner & Beane	3½	101.949	3.1369
Glore, Forgan & Co., W. C.	3½	101.91	3.1392
Langley & Co.	3½	101.899	3.1398
Harriman Ripley & Co., Inc.	3½		

<sup>1</sup> Joint bid.

Said amendment to the application-declaration having contained the statement that Dallas has accepted the bid for the debentures of the group headed by Equitable Securities Corporation, as set out above, and that the debentures will be offered for sale to the public at a price of 101% of the principal amount thereof resulting in an underwriters' spread of 0.5401% per unit or a total of \$21,604; and

The Commission finding that the proposed payment of counsel fees in the amount of \$8,500 to Reid & Priest, New York counsel for applicants-declarants, and \$5,500 to Beekman & Bogue, counsel for the successful bidders for said debentures, whose fee is to be paid by the successful bidders, are not unreasonable; and

The Commission having examined said amendment and having considered the record herein and finding no reason for



imposing terms and conditions with respect to said matters:

*It is ordered*, That jurisdiction heretofore reserved with respect to the matters to be determined as a result of competitive bidding for said debentures under Rule U-50 be, and the same hereby is, released, and that the amendment filed on April 6, 1948, to said application-declaration be, and the same hereby is, granted and permitted to become effective, forthwith, subject however, to the terms and conditions prescribed in Rule U-24.

*It is further ordered*, That jurisdiction heretofore reserved with respect to fees and expenses of counsel in connection with the issue and sale of said debentures, including fees payable to counsel for the successful bidders, be, and the same hereby is, released.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 48-3140; Filed, Apr. 9, 1948;  
8:52 a. m.]

[File No. 70-1803]

**MYSTIC POWER CO. AND NEW ENGLAND  
ELECTRIC SYSTEM**

**NOTICE REGARDING FILING**

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 2d day of April A. D. 1948.

Notice is hereby given that New England Electric System ("NEES"), a registered holding company, and its subsidiary company, The Mystic Power Company ("Mystic"), have filed a joint application-declaration pursuant to the Public Utility Holding Company Act of 1935. Mystic and NEES have designated sections 6 (b) and 10 of the Act as applicable to the proposed transactions.

Notice is further given that all interested persons may not later than April 14, 1948, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of law or fact raised by said application-declaration which he desires to controvert or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW, Washington 25, D. C. At any time thereafter said application-declaration as filed or as amended may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and U-100 thereof.

All interested persons are referred to said application-declaration which is on file in the offices of this Commission for a statement of the transactions therein proposed, which may be summarized as follows:

Mystic proposes to issue and sell 2,500 additional shares of capital stock, hav-

ing a par value of \$100 per share, to its parent, NEES, for a cash consideration of \$250,000. The proceeds derived from said sale will be used by Mystic to pay its indebtedness to NEES in the amount of \$150,000, to restore current working funds which have been reduced through the use of cash for construction purposes, and to finance, in part, the cost of Mystic's construction program to June 30, 1948.

The issuance and sale of the common stock is subject to the jurisdiction of and has been authorized by the Public Utilities Commission of the State of Connecticut. No State or Federal Commission, other than this Commission, has jurisdiction over the acquisition of such common stock by NEES. The application-declaration estimates the total expenses in connection with the proposed transactions as \$1,550 of which not more than \$1,300 will be paid to New England Power Service Company, an affiliated service company, for incidental services performed thereby at the actual cost thereof.

Mystic and NEES request that the Commission's order herein become effective upon the issuance thereof.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 48-3137; Filed, Apr. 9, 1948;  
8:51 a. m.]

[File No. 70-1806]

**ELECTRIC BOND AND SHARE CO.**

**NOTICE OF FILING, ORDER FOR HEARING, AND  
ORDER CONSOLIDATING PROCEEDINGS**

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 6th day of April A. D. 1948.

Notice is hereby given that Electric Bond and Share Company ("Bond and Share"), a registered holding company, has filed an application with this Commission pursuant to the Public Utility Holding Company Act of 1935, and has designated sections 9 (a), 10, 11, 12 (c) and 12 (f) of the act and Rule U-43 thereunder as applicable to the proposed transactions, which are summarized as follows:

On March 25, 1948, Electric Power & Light Corporation ("Electric"), a registered holding company subsidiary of Bond and Share, filed an application for approval of a plan under section 11 (e) of the act, dated March 24, 1948 ("plan"), for the stated purpose of compliance with the provisions of the act. By notice and order for hearing dated March 26, 1948, hearings in the consolidated proceedings designated as file numbers 59-12 and 54-139 were ordered to be reconvened on April 14, 1948, to consider the said plan. In brief the plan proposes: (1) the retirement of Electric's preferred stocks and second preferred stock through the involuntary exchange of such securities for the common stock of United Gas Corporation ("United"), and the common stock of a new holding company to be formed

("New Company"), in certain designated ratios; (2) the settlement of certain claims between Bond and Share and its wholly owned subsidiaries on the one hand, and Electric and certain of its subsidiaries and certain former subsidiaries on the other hand; (3) the distribution of the remaining assets of Electric to the holders of its common stock and warrants for the purchase of the common stock of Electric; and (4) the dissolution of Electric.

Bond and Share now owns the following securities of Electric.

Class of stock	Shares
\$7 preferred	495
Second preferred	13,905
Common stock	1,976,638
Option warrants (for purchase of common stock of Electric)	393,408

The application states that if the Electric Plan is consummated, Bond and Share proposes to acquire in exchange for the securities of Electric which it now owns the securities available to it in distribution, which it states are approximately as follows:

Company	Shares of common stock	Percent of total
New Company	478,000	10.9
United	2,871,000	29.9

Bond and Share requests approval of this Commission of any and all transactions proposed by and pursuant to the Electric Plan as the same may relate to Bond and Share, with particular reference to (a) the acquisition by and transfer to Bond and Share of the foregoing securities of the New Company and of United and of any other securities or assets to be received under said plan, and in turn the surrender to Electric by Bond and Share of the securities of Electric now owned by Bond and Share; and (b) the approval of the compromise, settlement, and discharge of claims and counterclaims as set forth in the Electric Plan and referred to above, and for the purpose of effectuating and consummating the Plan Bond and Share agrees to such compromise, settlement, and discharge in consideration for which Bond and Share agrees to pay Electric \$2,200,000.

Bond and Share states that it proposes to sell, distribute, or otherwise dispose of all the common stock of New Company and of United to be received by it under the plan not later than one year (unless such period is extended by the Commission) after the receipt of such common stocks. *Provided, however*, That Bond and Share may, not later than 60 days after an order of the Commission approving the plan, institute appropriate proceedings before the Commission for relief from its commitment to dispose of the stock of United and for a determination under the act of its right to hold such common stock.

Bond and Share further requests that the Commission find and its order recite that the relevant transactions of the Electric Plan with respect to Bond and Share are necessary or appropriate to the integration or simplification of the holding company system of Bond and Share



and necessary or appropriate to effectuate the provisions of subsection (b) of section 11 of the act in accordance with the meaning and requirements of the Internal Revenue Code, as amended, including section 1808 (f) and Supplement R thereof.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said application, and that said application shall not be granted except pursuant to a further order of this Commission; and

It appearing to the Commission that the issues with respect to the present application are interrelated with the issues to be determined in connection with the Electric plan, and it further appearing that testimony adduced at the hearings on the Electric plan may be relevant to the transactions herein proposed; and the Commission having ordered hearings in the consolidated proceedings reconvened on April 14, 1948 to consider the said plan of Electric;

It is ordered, That hearings in this matter be held in conjunction with and as a part of the hearings heretofore ordered with respect to the Electric plan, to be held on April 14, 1948, at 10 a. m., e. s. t., at the Washington offices of the Commission, as fixed by said notice and order for hearing dated March 26, 1948;

It is further ordered, That the proceedings with respect to the instant application, and the proceedings under File Nos. 54-139 and 59-12 be, and the same hereby are, consolidated, and that evidence previously adduced in proceedings designated by such file numbers shall be incorporated in, and be deemed part of, the record in each of the matters hereby consolidated, without prejudice, however, to the Commission's right, upon its own motion or upon the motion of any interested party, to strike such portions of the record in the proceedings designated by such file numbers as may be deemed irrelevant to the issues raised with respect to the instant application. The Commission further reserves the right to separate, either in whole or in part, whether for hearing or for determination, any of the matters and questions hereinafter set forth, or which may arise in this proceeding, or to take such other action as may appear conducive to an orderly, prompt and economical disposition of the matters involved.

It is further ordered, That Harold B. Teegarden, heretofore designated by the Commission to preside at the hearings on the Electric Plan, or any other officer or officers designated by it for that purpose shall preside at the hearing herein. The officer or officers so designated to preside at the hearing are hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act, and to a hearing officer under the Commission's rule of practice.

The Public Utilities Division of the Commission having advised the Commission that it has made a preliminary examination of the application, and that, on the basis thereof, the following matters and questions, in addition to those matters and questions heretofore pre-

sented for consideration in the notice and order of March 26, 1948, ordering a hearing on the Electric Plan, are presented for consideration by the Commission without prejudice, however, to the presentation of additional matters and questions upon further examination:

(1) Whether the proposed transactions are in accordance with the standards of the act, particularly sections 9 (a), 10, 11 (e), 12 (c) and 12 (f).

(2) Whether, in the event that the Commission approves the proposed acquisition of securities by Bond and Share, it is necessary to impose any terms and conditions in the public interest, or in the interest of investors and consumers, and to ensure compliance with the standards of the act.

(3) Whether the accounting treatment with respect to the proposed surrender of securities and acquisitions of securities are in accordance with sound accounting principles.

(4) Whether the proposed settlement of claims is fair and equitable.

(5) Generally, whether the proposed transactions comply with all the applicable provisions of the act and the rules and regulations promulgated thereunder, and whether it is necessary or appropriate in the public interest, or for the protection of investors and consumers to impose any terms and conditions in connection with the proposed transactions.

It is further ordered, That the Secretary of the Commission shall serve by registered mail a copy of this order on Bond and Share, Electric, and the persons specified to be served in the notice and order for hearing heretofore issued on the Electric Plan on March 26, 1948, and that notice to all other persons shall be given by publication of this notice and order in the FEDERAL REGISTER, and by general release of the Commission distributed to the press and mailed to the mailing list for releases issued under the act.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 48-3138; Filed, Apr. 9, 1948;  
8:52 a. m.]

## DEPARTMENT OF JUSTICE

### Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Return Order 103]

MARGARET BRULL

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

### Claimant and Claim No.; Notice of Intention to Return Published; and Property

Margaret Brull, nee Schonberger, Budapest, Hungary; Claim No. 6825; February 6, 1948 (13 F. R. 570); \$12,218.58 in the Treasury of the United States. All right, title, interest and claim of any kind or character whatsoever of Margaret Brull, in and to the Estate of Geza Szasz, deceased.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on April 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-3174; Filed, Apr. 9, 1948;  
8:49 a. m.]

[Vesting Order 10921]

CLARA FEUCKER EVERS

In re: Debts owing to Clara Feucker Evers, also known as Clara Feucker. F-28-28185-A-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Clara Feucker Evers, also known as Clara Feucker, whose last known address is (1) Zuhlsdorf, b/Berlin Post Wandlitz, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: Those certain debts or other obligations evidenced by seventeen (17) checks drawn by the Chicago City Bank and Trust Company, Halsted at Sixty-third, Chicago 21, Illinois, on the Banks set forth in Exhibit A, attached hereto and by reference made a part hereof, said checks payable to, numbered, dated and in the amounts set forth opposite the names of the aforesaid drawee banks, and presently in the custody of the Chicago City Bank and Trust Company, in Safekeeping Account No. 382, and any and all rights to demand, enforce and collect the aforesaid debts and any and all accruals thereto, together with any and all rights in, to and under, including particularly the right to possession, of the aforesaid checks,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Clara Feucker Evers, also known as Clara Feucker, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been



made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 19, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

## EXHIBIT A

Drawee bank	Payable to—	Check No.	Date	Amount
Chicago City Bank & Trust Co.	Clara Feucker	231853 cashier's check, trust department.	Dec. 18, 1941	\$347.65
Mutual National Bank of Chicago.	do	26 trustee's check	Apr. 15, 1940	5.00
Do	do	do	Oct. 15, 1940	5.00
Do	do	25 trustee's check	Apr. 15, 1941	15.00
Chicago City Bank & Trust Co.	do	251345 cashier's check, trust department.	Nov. 4, 1942	362.00
Mutual National Bank of Chicago.	do	18 trustee's check	Aug. 1, 1940	10.00
Do	do	do	Feb. 1, 1941	15.00
Do	do	17 trustee's check	Aug. 1, 1941	10.00
Do	do	16 trustee's check	Feb. 2, 1942	15.00
Chicago City Bank & Trust Co.	do	232335 cashier's check trust department.	Dec. 23, 1941	203.75
Do	do	230889 cashier's check, trust department.	Dec. 5, 1941	377.70
Mutual National Bank & Trust Co.	do	32 trustee's check	Dec. 6, 1939	10.00
Do	do	31 trustee's check	June 6, 1940	10.00
Do	do	do	Dec. 6, 1940	10.00
Chicago City Bank & Trust Co.	do	333240 cashier's check real estate loan department.	Jan. 23, 1947	580.60
Do	Mrs. Clara Feucker Evers.	252106 cashier's check real estate loan department.	May 1, 1940	22.50
Do	Clara Feucker Evers.	302923 cashier's check real estate loan department.	Mar. 20, 1944	42.50

[F. R. Doc. 48-3163; Filed, Apr. 9, 1948; 8:47 a. m.]

[Vesting Order 10926]

## MRS. CLEMENTINE S. NOLTENIUS

In re: Debts owing to and bank account, stock, bonds and participation certificate owned by Mrs. Clementine S. Noltinius, also known as Mrs. Clementine Sophie Noltinius. F-28-6699-A-1, F-28-6699-D-1/2, F-28-6699-E-1/2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mrs. Clementine S. Noltinius, also known as Mrs. Clementine Sophie Noltinius, whose last known address is 28 Benquestrasse, Bremen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Mrs. Clementine S. Noltinius, also known as Mrs. Clementine Sophie Noltinius, by First Federal Savings and Loan Association of Sarasota, Sarasota, Florida, arising out of a savings account, entitled Mrs. Clementine S. Noltinius, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Mrs. Clementine S. Noltinius, also known as Mrs. Clementine Sophie Noltinius, by Joseph Walker & Sons, 120 Broadway, New York 5, New York, in the amount of \$191.00, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

c. Two (2) shares of \$100.00 par value preferred capital stock of Fort Wayne & Jackson Railroad Company, a corporation organized under the laws of the State of Michigan, evidenced by a certificate numbered 9145, registered in the name of Clark Dodge & Co., and presently in the custody of Joseph Walker & Sons, 120 Broadway, New York 5, New York, together with all declared and unpaid dividends thereon,

d. Two (2) Chicago, Rock Island & Pacific Ry. Co. secured 4½% Bonds, due September 1, 1952, of \$1,000.00 face value each, bearing the numbers M1937 and M1938, presently in the custody of Joseph Walker & Sons, 120 Broadway, New York 5, New York, together with any and all rights thereunder and thereto,

e. Thirty-two and one-half (32½) shares of \$1.00 par value capital stock of the 225 West 86th Street Corporation, 20 Exchange Place, New York, New York, a corporation organized under the laws of the State of New York, evidenced by certificates numbered CTF 690 for 32 shares and CTF 150 for ½ share, registered in the name of Mrs. Clementine Sophie Noltinius, together with all declared and unpaid dividends thereon,

f. That certain debt or other obligation, whether or not matured, owing to Mrs. Clementine S. Noltinius, also known as Mrs. Clementine Sophie Noltinius, by the 225 West 86th Street Corporation, 20 Exchange Place, New York 5, New York, evidenced by one 225 West 86th Street Corporation 20 year 3% Debenture Bond due June 1, 1956 in the face amount of \$3,250.00 bearing the number 701, registered in the name of Mrs. Clementine

Sophie Noltinius, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

g. That certain debt or other obligation of the City Bank Farmers Trust Company, 22 William Street, New York 15, New York, evidenced by one participation certificate, issued by said City Bank Farmers Trust Company, pursuant to its Uniform Trust Plan (A), bearing the number 180 and registered in the name of Mrs. Clementine S. Noltinius, together with any and all accruals to the aforesaid debt or other obligation, and any and all rights to demand, enforce and collect the same, and any rights in and under the aforesaid participation certificate,

h. That certain debt or other obligation owing to Mrs. Clementine S. Noltinius, also known as Mrs. Clementine Sophie Noltinius, by Roland W. Kluepfel, Siesta Key, Sarasota, Florida, in the amount of \$247.75, as of June 12, 1947, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same, and

i. United States 2½% Treasury Bonds, due 1967/72 of \$4,000.00 aggregate face value, bearing the numbers 131187H and 8572B for \$500 each and 349809K, 328994D and 328995E for \$1,000.00 each, and presently in the custody of Roland W. Kluepfel, Siesta Key, Sarasota, Florida, together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Mrs. Clementine S. Noltinius, also known as Mrs. Clementine Sophie Noltinius, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 19, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3164; Filed, Apr. 9, 1948; 8:48 a. m.]



## NOTICES

[Vesting Order 10928]

SUGIHARA INDUSTRIAL CO., LTD., ET AL.

In re: Debts owing to Sugihara Industrial Company, Ltd., and others. F-39-172-C-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Sugihara Industrial Company, Ltd., the last known address of which is Kobe, Japan, and M. Daldas & Sons, I. Premising & Sons and P. Parsram & Co., each of whose last known address is Yokohama, Japan, are partnerships, associations, corporations or other business organizations organized under the laws of Japan and which have or, since the effective date of Executive Order 8389, as amended, have had their principal places of business in Japan and are nationals of a designated enemy country (Japan);

2. That M. Tolaram, whose last known address is Yokohama, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

3. That the property described as follows: That certain debt or other obligation owing to Sugihara Industrial Company, Ltd. by the Superintendent of Banks of the State of New York, as Liquidator of the Business and Property in New York of the Bank of Taiwan, Ltd., 80 Spring Street, New York, New York, in the amount of \$135.85, as of December 31, 1945, arising out of a collection after closing account representing a refund of charges on certain drafts drawn by said Sugihara Industrial Company, Ltd., together with any and all accruals thereto and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Sugihara Industrial Company, Ltd., the aforesaid national of a designated enemy country (Japan);

4. That the property described as follows: Those certain debts or other obligations owing to M. Daldas & Sons, I. Premising & Sons, P. Parsram & Co. and M. Tolaram by the Superintendent of Banks of the State of New York, as Liquidator of the Business and Property in New York of The Bank of Taiwan, Ltd., 80 Spring Street, New York, New York, in the respective amounts of \$679.99, \$2,260.53, \$109.72 and \$1,561.91, as of December 31, 1945, arising out of a collection after closing account in the amount of \$4,612.15, as of December 31, 1945, representing proceeds of certain drafts drawn by the aforesaid creditors, together with any and all accruals to the aforesaid debts or other obligations and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by M. Daldas & Sons, I. Premising & Sons, P. Parsram & Co. and M. Tolaram, the

aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

5. That to the extent that the persons named in subparagraphs 1 and 2 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 19, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3166; Filed, Apr. 9, 1948;  
8:48 a. m.]

[Vesting Order 10935]

ANNA BARACS

In re: Estate of Anna Baracs, deceased. File D-28-12216; E. T. sec. 16430.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Anna Klein, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of The Westside Savings and Loan Association, 2025 West 25th Street, Cleveland 13, Ohio, arising out of a savings account, entitled, Anna Klein by Clara M. Wommelsdorff, attorney in fact, maintained at the aforesaid Association, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate con-

sultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3166; Filed, Apr. 9, 1948;  
8:48 a. m.]

[Vesting Order 10940]

RASMUS CORNELSON

In re: Estate of Rasmus Cornelison, deceased. File No. D-28-11747; E. T. sec. 15946.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Christine Cornelison, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the sum of \$1,900.81 was paid to the Attorney General of the United States by The First National Bank of Chicago, Executor of the Estate of Rasmus Cornelison, deceased;

3. That the said sum of \$1,900.81 was accepted by the Attorney General of the United States on February 12, 1948, pursuant to the Trading With the Enemy Act, as amended;

4. That the said sum of \$1,900.81 is presently in the possession of the Attorney General of the United States and was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, of which was evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

5. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.



This vesting order is issued nunc pro tunc to confirm the vesting of the said property by acceptance as aforesaid.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3167; Filed, Apr. 9, 1948;  
8:48 a. m.]

[Return Order 104]

EMMY CARLOTTA HERTZBERG

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

*Claimant and Claim No.; Notice of Intention to Return Published; and Property*

Emmy Carlotta Hertzberg, San Antonio, Tex.; Claim No. 5512; February 12, 1948 (13 F. R. 647); \$2,396.72 in the Treasury of the United States. Three fire and tornado insurance policies insuring the improvements of the property located at 1219 Avenue B, 206 Thirteenth Street, and 221 Maverick Street, all in the city of San Antonio, Tex. An undivided one-half interest in approximately eighty articles of household effects including furniture and kitchen equipment located in the premises known as 1219 Avenue B and 206 Thirteenth Street, San Antonio, Tex., identified in Exhibit A of Vesting Order No. 3860.

Real property described as follows: (1) All that certain piece or parcel of land situate in the city of San Antonio, Bexar County, Tex., being the eastern part of Lots 1 and 2 in Block 12, C. B. #361 and more particularly described as beginning at the SW. corner of Cypress and Maverick Streets thence west with the south line of Cypress Street 110.5 feet to a point 10 feet from the NE. of property owned by J. D. Anderson. Thence in a southeasterly direction in a line parallel to the back line of Andersons property across said Lots 1 & 2 to the south boundary line of Lot #2. Thence east with the south line of Lot #2 91.5 feet to Maverick Street. Thence in a northerly direction with the west line of Maverick Street to place of beginning. (2) An undivided one-half interest in Lot Ten (10) in Block Forty-seven (47) in New City Block Four Hundred Sixty-six (466), situate in the southwest corner of the intersection of Avenue B and Thirteenth Street being known as 1219 Avenue B and 206 Thirteenth Street in the city of San Antonio, Bexar County, Tex.

Executed at Washington, D. C., on April 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-3175; Filed, Apr. 9, 1948;  
8:49 a. m.]

[Vesting Order 10941]

ELIZABETH ENICHEN

In re: Estate of Elizabeth Enichen, also known as Elizabeth Ineichen, deceased. D-28-12008; E. T. Sec. 16188.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mrs. Theodor Husler and Karl Frei, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the sum of \$3000.00 was paid to the Attorney General of the United States by Fred Enichen, Executor of the Estate of Elizabeth Enichen, also known as Elizabeth Ineichen, deceased;

3. That the said sum of \$3000.00 was accepted by the Attorney General of the United States on February 17, 1948, pursuant to the Trading With the Enemy Act, as amended;

4. That the said sum of \$3000.00 is presently in the possession of the Attorney General of the United States and was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property by acceptance as aforesaid.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3168; Filed, Apr. 9, 1948;  
8:48 a. m.]

[Vesting Order 10943]

SENTA J. FISCHER

In re: Estate of Senta J. Fischer, deceased. File D-28-12202; E. T. sec. 16417.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Elsa Petzold Muller, Otto Albert Petzold, Otto Benno Petzold and Erna Petzold, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the children, names unknown, of deceased brothers and sisters of Senta J. Fischer, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the Estate of Senta J. Fischer, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

4. That such property is in the process of administration by Robert H. Brucker, as Administrator, acting under the judicial supervision of the Probate Court of Saginaw County, Michigan;

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof and the children, names unknown, of deceased brothers and sisters of Senta J. Fischer, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3169; Filed, Apr. 9, 1948;  
8:48 a. m.]

[Vesting Order 10944]

WILLIAM KALTENBRUN

In re: Estate of William Kaltenbrun, deceased. File No. D-28-12147; E. T. sec. 16351.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:



1. That Louise Lickert, Adolph (Adolf) Lickert, and Hilde Lickert Waas, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of William Kaltenbrun, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by the County Treasurer of Kern County, California, as depository, acting under the judicial supervision of the Superior Court of the State of California in and for the County of Kern;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3170; Filed, Apr. 9, 1948;  
8:49 a. m.]

[Vesting Order 10945]

ADELHEID KNOCHE

In re: Estate of Adelheid Knoche, deceased. File No. F-28-8750; E. T. Sec. 3594.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Friedrich Niemann, Dr. Julius Paul Unkrodt and Gottfried Lueckhoff, as sole trustees and directors of Knoche Family Trust or Foundation for Year 1924, and as administrators of Estate of Adelheid Knoche in Herford, Germany, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subpara-

graph 1 hereof, and each of them, in and to the estate of Adelheid Knoche, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Otto C. Sommerich, as Ancillary Administrator, c. t. a., acting under the judicial supervision of the Surrogate's Court of New York County, New York;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3171; Filed, Apr. 9, 1948;  
8:49 a. m.]

[Vesting Order 10948]

FRIEDA MANAHAN

In re: Estate of Frieda Manahan, also known as Frieda Monahan, deceased. File No. D-28-12037; E. T. Sec. 16223.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Luise Winai, Otto Harsch, Friedrich Karl Harsch, Otto Harsch, Karl Harsch, Eugen Harsch, Anna Guhl, Theodore Dittes, Hedwig Nagel, and Pauline Muller Kuckertz (called Pauline Muller in will of Frieda Manahan, also known as Frieda Monahan, deceased), whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraph 1 hereof, and each of them, in and to the estate of Frieda Manahan, also known as Frieda Monahan, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Frederick Stadtmuller, as executor, acting under the judicial supervision of the Surrogate's Court of Queens County, State of New York;

and it is hereby determined:

4. That to the extent that the persons identified in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3172; Filed, Apr. 9, 1948;  
8:49 a. m.]

[Vesting Order 10950]

HENRY J. B. OHAUS

In re: Estate of Henry J. B. Ohaus, deceased. File No. D-28-12144, E. T. 16352.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Elizabeth (Lisa) Ohaus, Anna Ohaus and Frederick (Fritz) Ohaus, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the domiciliary personal representatives, next of kin, legatees, distributees and issue, names unknown of Anna Ohaus, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the estate of Henry J. B. Ohaus, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country (Germany);

4. That such property is in the process of administration by William G. Clark, Executor, acting under the judicial



supervision of the Probate Court of Essex County, Salem, Massachusetts,

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof and the domiciliary personal representatives, next of kin, legatees, distributees and issue, names unknown of Anna Ohaus, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3173; Filed, Apr. 9, 1948;  
8:49 a. m.]

[Vesting Order 10960]

ILSE AND FRIED LUECKE

In re: Bank account owned by Ilse Luecke and Fried Luecke, also known as Friede Luecke. F-28-12871-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Ilse Luecke and Fried Luecke, also known as Friede Luecke, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Mississippi Valley Trust Company, 225 No. Broadway, St. Louis, Missouri, arising out of a Current Account, entitled Ilse Luecke and her mother Fried Luecke, as Trustee, and any and all rights to demand, enforce, collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Ilse Luecke and Fried Luecke, also known as Friede Luecke, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States re-

quires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3123; Filed, Apr. 8, 1948;  
8:47 a. m.]

[Vesting Order 10964]

EMMA OELSCHLAGER

In re: Bank account owned by Emma Oelschlager. F-28-2663-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Emma Oelschlager, whose last known address is Vorbachzimmern, Kreis Mergentheim, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Emma Oelschlager, by The County Trust Company, Pleasantville, New York, arising out of a savings account, account number 5132, entitled Emma Oelschlager, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used,

administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3124; Filed, Apr. 8, 1948;  
8:47 a. m.]

[Vesting Order 10965]

MATTHIAS RHODE AND CO.

In re: Debt owing to Matthias Rhode & Co. F-28-14099-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Matthias Rhode & Co., the last known address of which is Ferdinand Strasse 38-40, Hamburg, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Hamburg, Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Matthias Rhode & Co., by Grace Line, Inc., 10 Hanover Square, New York 5, New York, in the amount of \$2,042.53, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof and the within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have



the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3125; Filed, Apr. 8, 1948;  
8:47 a. m.]

[Vesting Order 10968]

MAGDA SIMONSEN

In re: Bank account owned by Magda Simonsen, also known as Magda Louise Simonsen.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Magda Simonsen, also known as Magda Louise Simonsen, whose last known address is Wyk-Fohr, Schleswig, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of The San Francisco Bank, San Francisco, California, arising out of a savings account, account number 436179, entitled Reinhold J. Paulsen, Trustee for Magda Simonsen, maintained at the branch office of the aforesaid bank located at 2501 Mission Street, San Francisco 10, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Magda Simonsen, also known as Magda Louise Simonsen, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3126; Filed, Apr. 8, 1948;  
8:47 a. m.]

[Return Order 105]

UNION SPECIAL MACHINE CO. AND UNION  
SPECIAL MACHINE CORP. OF AMERICA

Having considered the claim set forth below and having issued a Determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the Determination, including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, be returned after adequate provision for conservatory expenses and taxes:

Claimant and Claim Nos.; Notice of Intention to Return Published; and Property

Union Special Machine Co., Chicago, Ill.; Union Special Machine Corp. of America, Chicago, Ill.; 1036, 1037, 1038, and 4385; (13 F. R. 884) February 26, 1948; the undivided one-fourth part of the whole right, title and interest in and to the property hereinafter set forth, to Union Special Machine Company; and the undivided three-fourths part in and to the whole right, title and interest in and to the property hereinafter set forth, to Union Special Machine Corporation of America; to wit: Property described in Vesting Order No. 27 (7 F. R. 4629, June 23 1942), relating to United States Letters Patent No. 2,148,377; property described in Vesting Order No. 201 (8 F. R. 625, January 16, 1943), relating to United States Letters Patent Nos. 1,655,152; 1,687,377; 1,711,737; 1,718,427; 1,719,709; 1,725,591; 1,731,074; 1,736,453; 1,762,479; 1,764,846; 1,765,342; 1,765,943; 1,765,927; 1,768,126; 1,790,386; 1,791,419; 1,794,282; 1,795,373; 1,802,212; 1,807,539; 1,809,941; 1,810,617; 1,825,597; 1,827,594; 1,841,858; 1,841,859; 1,843,168; 1,854,851; 1,855,301; 1,857,032; 1,857,056; 1,857,057; 1,857,058; 1,861,540; 1,864,452; 1,864,453; 1,864,501; 1,864,502; 1,864,503; 1,884,025; 1,884,026; 1,884,027; 1,884,028; 1,884,032; 1,884,033; 1,899,816; 1,916,058; 1,917,726; 1,919,852; 1,922,966; 1,929,321; 1,929,322; 1,929,323; 1,940,358; 1,947,299; 1,961,979; 2,014,687; 2,156,536; 2,213,029; property described in Vesting Order No. 4817 (10 F. R. 6406, May 31, 1945), relating to United States Letters Patent Nos. 1,717,050; 1,786,955; 1,801,166; 1,825,454; 1,825,642; 1,827,596; 1,831,501; 2,103,478; property described in Vesting Order No. 68 (7 F. R. 6181, August 11, 1942), relating to United States Patent Application Serial No. 293,903 (now United States Letters Patent No. 2,337,119). This return shall not be deemed to include the rights of any licensees under the above patents.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on April 6, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-3176; Filed, Apr. 9, 1948;  
8:50 a. m.]

[Vesting Order 10969]

LOUISE WANZENBERG ET AL.

In re: Bank account owned by Louise Wanzenberg, Ferdinand Wanzenberg, Louis Stuhlman, Emilie Doring, Else Harder, Emma Splittstoesser. F-28-26533-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Louise Wanzenberg, Ferdinand Wanzenberg, Louis Stuhlman, Emilie Doring, Else Harder, Emma Splittstoesser, whose last known address is c/o Arnold Gumprecht, Counsel A. D., c/o Gumprecht & Co., Hamburg, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of First National Bank of Portland, Fifth, Sixth and Stark Streets, Portland, Oregon, arising out of a bank account, entitled F. Leo Smith, Trustee Wanzenberg Estate, maintained at the branch office of the aforesaid bank located at Sixth and Morrison Street, Portland, Oregon, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Louise Wanzenberg, Ferdinand Wanzenberg, Louis Stuhlman, Emilie Doring, Else Harder, Emma Splittstoesser, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3127; Filed, Apr. 8, 1948;  
8:47 a. m.]



**SOCIETE ANONYME SUPERFLEXIT  
NOTICE OF INTENTION TO RETURN VESTED  
PROPERTY**

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

*Claimant and Claim No.; Property and Location*

Superflexit (Procédes "Jacques Poberejsky") Bois Colombes (Seine), France; 6009; All interests and rights (including all accrued royalties and other monies payable or held with respect to said interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Societe Anonyme Superflexit by virtue of an agreement dated February 3, 1940 (including all modifications

thereof and supplements thereto, if any) by and between Societe Anonyme Superflexit and The B. F. Goodrich Company, relating to the exploitation of a certain process for the manufacture of self-sealing fuel tanks, and relating to patent application Serial Number 291,540, filed August 23, 1939, inventor Richard A. Crawford.

Executed at Washington, D. C., on April 6, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-3177; Filed, Apr. 9, 1948;  
8:50 a. m.]

**DR. ERNST WITTENBERG  
NOTICE OF INTENTION TO RETURN VESTED  
PROPERTY**

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended,

notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

*Claimant and Claim No.; Property and Location*

Dr. Ernest Wittenberg, Colorado Springs, Colorado; 5982; \$5,154.41 in the Treasury of the United States.

Executed at Washington, D. C., on April 6, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-3178; Filed, Apr. 9, 1948;  
8:50 a. m.]



